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Illinois register

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ILLINOIS REGISTER

Rules of Governmental Agencies

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Springfield, IL 62756

(217) 782-9786

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INTRODUCTION

The *Illinois Register* is the official state document for publishing public notice of rulemaking activity by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category. Rulemaking activity consists of proposed or adopted new rules or amendments to or repealers of existing rules, including those by emergency or peremptory action.

The *Register* also contains Executive Orders and Proclamations issued by the Governor, notices of public information required by State statute, and activities (meeting agendas, Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State agencies. In addition, the *Register* contains a Cumulative Index listing alphabetically by agency the Parts (sets of rules) on which rulemaking activity has occurred in the current *Register* volume and a Sections Affected Index listing, by Title of the *Illinois Administrative Code*, each Section (including supplementary material) of a Part on which rulemaking activity has occurred in the current volume. Both indices are action coded and are designed to aid the public in monitoring rules.

The *Register* will serve as the update to the *Illinois Administrative Code*, a compilation of the rules of State agencies. The most recent edition of the *Code* along with the *Register* comprise the most current accounting of the State agencies' rules.

The *Illinois Register* is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1985, ch. 127, pars. 1001 et seq., as amended).

REGISTER PUBLICATION SCHEDULE 1989

Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:	Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:
Dec. 20, 1988	Dec. 27, 1988	1	Jan. 6, 1989	June 27, 1989	July 3, 1989 (Mon.)	28	July 14, 1989
Dec. 27, 1988	Jan. 3, 1989	2	Jan. 13, 1989	July 3, 1989 (Mon.)	July 11, 1989	29	July 21, 1989
Jan. 3, 1989	Jan. 10, 1989	3	Jan. 20, 1989	July 11, 1989	July 18, 1989	30	July 28, 1989
Jan. 10, 1989	Jan. 17, 1989	4	Jan. 27, 1989	July 18, 1989	July 25, 1989	31	Aug. 4, 1989
Jan. 17, 1989	Jan. 24, 1989	5	Feb. 3, 1989	July 25, 1989	Aug. 1, 1989	32	Aug. 11, 1989
Jan. 24, 1989	Jan. 31, 1989	6	Feb. 10, 1989	Aug. 1, 1989	Aug. 8, 1989	33	Aug. 18, 1989
Jan. 31, 1989	Feb. 7, 1989	7	Feb. 17, 1989	Aug. 8, 1989	Aug. 15, 1989	34	Aug. 25, 1989
Feb. 7, 1989	Feb. 14, 1989	8	Feb. 24, 1989	Aug. 15, 1989	Aug. 22, 1989	35	Sept. 1, 1989
Feb. 14, 1989	Feb. 21, 1989	9	Mar. 3, 1989	Aug. 22, 1989	Aug. 29, 1989	36	Sept. 8, 1989
Feb. 21, 1989	Feb. 28, 1989	10	Mar. 10, 1989	Aug. 29, 1989	Sept. 5, 1989	37	Sept. 15, 1989
Feb. 28, 1989	Mar. 7, 1989	11	Mar. 17, 1989	Sept. 5, 1989	Sept. 12, 1989	38	Sept. 22, 1989
Mar. 7, 1989	Mar. 14, 1989	12	Mar. 24, 1989	Sept. 12, 1989	Sept. 19, 1989	39	Sept. 29, 1989
Mar. 14, 1989	Mar. 21, 1989	13	Mar. 31, 1989	Sept. 19, 1989	Sept. 26, 1989	40	Oct. 6, 1989
Mar. 21, 1989	Mar. 28, 1989	14	Apr. 7, 1989	Sept. 26, 1989	Oct. 3, 1989	41	Oct. 13, 1989
Mar. 28, 1989	Apr. 4, 1989	15	Apr. 14, 1989	Oct. 3, 1989	Oct. 10, 1989	42	Oct. 20, 1989
Apr. 4, 1989	Apr. 11, 1989	16	Apr. 21, 1989	Oct. 10, 1989	Oct. 17, 1989	43	Oct. 27, 1989
Apr. 11, 1989	Apr. 18, 1989	17	Apr. 28, 1989	Oct. 17, 1989	Oct. 24, 1989	44	Nov. 3, 1989
Apr. 18, 1989	Apr. 25, 1989	18	May 5, 1989	Oct. 24, 1989	Oct. 31, 1989	45	Nov. 13, 1989 (Mon.)
Apr. 25, 1989	May 2, 1989	19	May 12, 1989	Oct. 31, 1989	Nov. 7, 1989	46	Nov. 17, 1989
May 2, 1989	May 9, 1989	20	May 19, 1989	Nov. 7, 1989	Nov. 14, 1989	47	Nov. 27, 1989 (Mon.)
May 9, 1989	May 16, 1989	21	May 26, 1989	Nov. 14, 1989	Nov. 21, 1989	48	Dec. 1, 1989
May 16, 1989	May 23, 1989	22	June 2, 1989	Nov. 21, 1989	Nov. 28, 1989	49	Dec. 8, 1989
May 23, 1989	May 30, 1989	23	June 9, 1989	Nov. 28, 1989	Dec. 5, 1989	50	Dec. 15, 1989
May 30, 1989	June 6, 1989	24	June 16, 1989	Dec. 5, 1989	Dec. 12, 1989	51	Dec. 22, 1989
June 6, 1989	June 13, 1989	25	June 23, 1989	Dec. 12, 1989	Dec. 19, 1989	52	Dec. 29, 1989
June 13, 1989	June 20, 1989	26	June 30, 1989	Dec. 19, 1989	Dec. 26, 1989	1	Jan. 5, 1990
June 20, 1989	June 27, 1989	27	July 7, 1989	Dec. 26, 1989	Jan. 2, 1990	2	Jan. 12, 1990

Please note: When the *Register* deadline falls on a State holiday, the deadline becomes 4:30 p.m. on Monday (the day before).

INTRODUCTION

The primary purpose of this study is to determine the effect of the independent variable on the dependent variable. The study was conducted in a laboratory setting and involved a sample of 100 participants. The results of the study indicate that there is a significant positive correlation between the independent variable and the dependent variable. This finding is consistent with previous research in this area. The study was limited by the use of a laboratory setting and a sample of 100 participants. Future research should investigate the effect of the independent variable on the dependent variable in a more naturalistic setting and with a larger sample size.

APPENDIX A - TABLE 1

Year	1980	1981	1982	1983	1984	1985	1986	1987	1988	1989	1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030																																						
Value	1.2	1.3	1.4	1.5	1.6	1.7	1.8	1.9	2.0	2.1	2.2	2.3	2.4	2.5	2.6	2.7	2.8	2.9	3.0	3.1	3.2	3.3	3.4	3.5	3.6	3.7	3.8	3.9	4.0	4.1	4.2	4.3	4.4	4.5	4.6	4.7	4.8	4.9	5.0	5.1	5.2	5.3	5.4	5.5	5.6	5.7	5.8	5.9	6.0	6.1	6.2	6.3	6.4	6.5	6.6	6.7	6.8	6.9	7.0	7.1	7.2	7.3	7.4	7.5	7.6	7.7	7.8	7.9	8.0	8.1	8.2	8.3	8.4	8.5	8.6	8.7	8.8	8.9	9.0	9.1	9.2	9.3	9.4	9.5	9.6	9.7	9.8	9.9	10.0

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

1) The Heading of the Part: Pay Plan

2) The Code Citation: 80 Ill. Adm. Code 310

3) Section Numbers:

310.230

310.290

310. App. A, Tab. A

310. App. A, Tab. B

Proposed Action:

Amended

Amended

Amended

Amended

4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 127, par. 63b108a(2)

5) A Complete Description of the Subjects and Issues Involved:

The amendments to Section 310.230 reflect the rate changes for the Building/Grounds Laborer (from \$3.35 - \$5.30 to \$3.50 - \$6.00 per hour), Building/Grounds Lead I (the maximum rate of \$5.00 is being upgraded to \$7.00 per hour), and the Building/Grounds Lead II (the maximum rate of \$6.00 is being upgraded to \$8.00 per hour). The Clerk I - IV and Clerk Typist I - II have been abolished and are being replaced with the titles of Office Aide, Office Assistant and Office Associate. The Conservation Worker was also abolished and this title was changed to Conservation/Historic Preservation Worker. The Labor Relations Investigator I and II were abolished and is now the single title of Labor Relations Investigator. The maximum hourly rate for the Laborer (Maintenance) is being upgraded from \$5.00 to \$5.50. The Field Inspector, Psychologist IV and the Watch Attendant I are abolished and are being deleted.

The amendments to Section 310.290 reflect the new Fiscal Year 1990 changes affecting the Out-of-State/Foreign Service Rates. The Clerk Typist I and III, and Secretary I are abolished and being replaced with the titles of Office Assistant, Office Associate and Office Coordinator. At the request of the Department of Revenue, the titles of Tax Examiner and the Tax Examiner Trainee are being added.

In Section 310. Tables A and B, the rate changes to the Elevator Operator, Janitor I and II reflect a collective bargaining agreement which is effective April 3, 1989 through April 1, 1990.

6) Will this proposed rule replace an emergency rule currently in effect?

Yes. An emergency amendment is accompanying this proposed filing on the rate changes for the titles of Building/Grounds Laborer, Building/Grounds Lead I and II of Section 310.230, and the Section 310.290.

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

7) Does this rulemaking contain an automatic repeal date? Yes ☐ No ☒
If "yes", please specify date:

8) Do these proposed amendments contain any incorporations by reference?

No

9) Are there any proposed amendments pending to this part? Yes

Section NumberProposed ActionIll. Reg. Citation

310. Table F

Amended

13 Ill. Reg. 2892
(March 10, 1989)

10) Statement of Statewide Objectives:

These amendments to the Pay Plan pertain only to State employees subject to the Personnel Code and do not set out any guidelines that are to be followed by local or other jurisdictional bodies within the State.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

Mr. Michael Murphy
Department of Central Management Services
Division of Technical Services
504 William G. Stratton Building
Springfield, Illinois 62706

Telephone: (217) 782-5601

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:

The Department of Central Management Services' Pay Plan does not affect private businesses. Amendments made to the Pay Plan are not subject to any guidelines or regulations of the Department of Commerce and Community Affairs.

B) Types of small businesses affected:

None. The Department of Central Management Services' Pay Plan extends only to Personnel Code employees under the jurisdiction of the Governor.

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES
NOTICE OF PROPOSED AMENDMENTS

C) Reporting, bookkeeping or other procedures required for compliance:

None

D) Types of professional skills necessary for compliance:

None

The full text of the proposed amendments begins on the next page.

ILLINOIS REGISTER

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES
SUBTITLE B: PERSONNEL RULES, PAY PLANS, AND
POSITION CLASSIFICATIONS
CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

PART 310
PAY PLAN

SUBPART A: NARRATIVE

Section

Policy and Responsibilities

310.20

Jurisdiction

310.30

Pay Schedules

310.40

Definitions

310.50

Conversion of Base Salary to Pay Period Units

310.60

Conversion of Base Salary to Daily or Hourly Equivalents

310.70

Increases in Pay

310.80

Decreases in Pay

310.90

Other Pay Provisions

310.100

Implementation of Pay Plan Changes, Effective July 1, 1988

310.110

Interpretation and Application of Pay Plan

310.120

Effective Date

310.130

Reinstitution of Within Grade Salary Increases

310.140

Fiscal Year 1985 Pay Changes in Schedule of Salary Grades, effective

310.150

July 1, 1984 (Repealed)

SUBPART B: SCHEDULE OF RATES

Section

310.205

Introduction

310.210

Prevailing Rate

310.220

Negotiated Rate

310.230

Part-Time Daily or Hourly Special Services Rate

310.240

Hourly Rate

310.250

Member, Patient and Inmate Rate

310.260

Trainee Rate

310.270

Legislated and Contracted Rate

310.280

Designated Rate

310.290

Out-of-State or Foreign Service Rate

310.300

Education Rate

310.310

Physician Specialist Rate

310.320

Annual Compensation Ranges for Executive Director and Assistant

310.330

Executive Director, State Board of Elections

Excluded Classes Rate (Repealed)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

SUBPART C: MERIT COMPENSATION SYSTEM

Section	Jurisdiction
310.410	Objectives
310.420	Responsibilities
310.430	Merit Compensation Salary Schedule
310.440	Procedures for Determining Annual Merit Increases
310.450	Intermittent Merit Increase
310.455	Merit Zone
310.460	Other Pay Increases
310.470	Adjustment
310.480	Decreases in Pay
310.490	Other Pay Provisions
310.500	Definitions
310.510	Conversion of Base Salary to Pay Period Units
310.520	Conversion of Base Salary to Daily or Hourly Equivalents
310.530	Implementation
310.540	Annual Merit Increase Guideline for Fiscal Year 1989
310.550	Fiscal Year 1985 Pay Changes in Merit Compensation System effective July 1, 1984 (Repealed)

APPENDIX A Negotiated Rates of Pay

TABLE A	Illinois Building - SEIU
TABLE B	HR-200 (Department of Labor - Chicago, Illinois - SEIU)
TABLE C	RC-069 (Firefighters, AFSCME)
TABLE D	HR-001 (Teamsters Local #726)
TABLE E	RC-020 (Teamsters Local #330)
TABLE F	RC-019 (Teamsters Local #25)
TABLE G	RC-045 (Automotive Mechanics, ISEA)
TABLE H	RC-006 (Corrections Employees, AFSCME)
TABLE I	RC-009 (Institutional Employees, AFSCME)
TABLE J	RC-014 (Clerical Employees, AFSCME)
TABLE K	RC-023 (Registered Nurses, INA)
TABLE L	VR-004 (Illinois State Treasurer's Office Employees, Teamsters and IFT)
TABLE M	RC-027 (Educators, AFSCME) (Repealed)
TABLE N	RC-027 (Physician Rates, AFSCME) (Repealed)
TABLE O	RC-028 (Paraprofessional Human Services Employees, AFSCME)
TABLE P	RC-029 (Paraprofessional Investigatory and Law Enforcement Employees, ISEA)
TABLE Q	RC-033 (Meat Inspectors, ISEA)
TABLE R	RC-042 (Residual Maintenance Workers, AFSCME)
TABLE S	HR-012 (Fair Employment Practices Employees, SEIU)
TABLE T	HR-010 (Teachers of Deaf, IFT)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

TABLE U	HR-010 (Teachers of Deaf, Extracurricular Paid Activities)
TABLE V	CU-500 (Corrections, Meet and Confer Employees)
TABLE W	RC-062 (Technical Employees, AFSCME)
TABLE X	RC-063 (Professional Employees, AFSCME)
TABLE Y	RC-063 (Educators, AFSCME)
TABLE Z	RC-063 (Physicians, AFSCME)
APPENDIX B	Schedule of Salary Grades - Monthly and Annual Rates of Pay
APPENDIX C	Physician Administrator Rates and Medical Facilities Administrator Rates for Fiscal Year 1989
APPENDIX D	Merit Compensation System Salary Schedule for Fiscal Year 1989
APPENDIX E	Teaching Salary Schedule (Repealed)
APPENDIX F	Physician and Physician Specialist Salary Schedule (Repealed)

AUTHORITY: Implementing and authorized by Section 8a(2) of the Personnel Code (Ill. Rev. Stat. 1987, ch. 127, par. 63b108a(2)).

SOURCE: Filed June 28, 1967; codified at 8 Ill. Reg. 1558; emergency amendment at 8 Ill. Reg. 1990, effective January 31, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 2440, effective February 15, 1984; emergency amendment at 8 Ill. Reg. 3348, effective March 5, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 4249, effective March 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 5704, effective April 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 7290, effective May 11, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 11299, effective June 25, 1984; emergency amendment at 8 Ill. Reg. 12616, effective July 1, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 15007, effective August 6, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 15367, effective August 13, 1984; emergency amendment at 8 Ill. Reg. 21310, effective October 10, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21544, effective October 24, 1984; amended at 8 Ill. Reg. 22844, effective November 14, 1984; emergency amendment at 9 Ill. Reg. 1134, effective January 16, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 1320, effective January 23, 1985; amended at 9 Ill. Reg. 3681, effective March 12, 1985; emergency amendment at 9 Ill. Reg. 4163, effective March 15, 1985, for a maximum of 150 days; emergency amendment at 9 Ill. Reg. 9231, effective May 31, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9420, effective June 7, 1985; amended at 9 Ill. Reg. 10663, effective July 1, 1985; emergency amendment at 9 Ill. Reg. 15043, effective September 24, 1985, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 3325, effective January 22, 1986; amended at 10 Ill. Reg. 3230, effective January 24, 1986; emergency amendment at 10 Ill. Reg. 8904, effective May 13, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 8928, effective May 13, 1986; emergency amendment at 10 Ill. Reg. 12090, effective June 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg.

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Reg. 13675, effective July 31, 1986; peremptory amendment at 10 Ill. Reg. 14867, effective August 26, 1986; amended at 10 Ill. Reg. 15567, effective September 17, 1986; emergency amendments at 10 Ill. Reg. 17765, effective September 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 19132, effective October 28, 1986; peremptory amendment at 10 Ill. Reg. 21097, effective December 9, 1986; amended at 11 Ill. Reg. 648, effective December 22, 1986; peremptory amendment at 11 Ill. Reg. 3363, effective February 3, 1987; peremptory amendment at 11 Ill. Reg. 4388, effective February 27, 1987; peremptory amendment at 11 Ill. Reg. 6291, effective March 23, 1987; amended at 11 Ill. Reg. 5901, effective March 24, 1987; emergency amendment at 11 Ill. Reg. 8787, effective April 15, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 11830, effective July 1, 1987, for a maximum of 150 days; peremptory amendment at 11 Ill. Reg. 13675, effective July 29, 1987; amended at 11 Ill. Reg. 14984, effective August 27, 1987; peremptory amendment at 11 Ill. Reg. 15273, effective September 1, 1987; peremptory amendment at 11 Ill. Reg. 17919, effective October 19, 1987; peremptory amendment at 11 Ill. Reg. 19812, effective November 19, 1987; emergency amendment at 11 Ill. Reg. 20664, effective December 4, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20778, effective December 11, 1987; peremptory amendment at 12 Ill. Reg. 3811, effective January 27, 1988; peremptory amendment at 12 Ill. Reg. 5459, effective March 3, 1988; amended at 12 Ill. Reg. 6073, effective March 21, 1988; peremptory amendment at 12 Ill. Reg. 7783, effective April 14, 1988; emergency amendment at 12 Ill. Reg. 7734, effective April 15, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 8135, effective April 22, 1988; peremptory amendment at 12 Ill. Reg. 9745, effective May 23, 1988; emergency amendment at 12 Ill. Reg. 11778, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 12895, effective July 18, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 13359, amended at 12 Ill. Reg. 13306, effective July 27, 1988; corrected 1988; amended at 12 Ill. Reg. 20449, effective November 28, 1988; peremptory amendment at 12 Ill. Reg. 20584, effective November 28, 1988; peremptory amendment at 13 Ill. Reg. 8080, effective May 10, 1989; peremptory amendment at 13 Ill. Reg. 8970, effective May 26, 1989; amended at 13 Ill. Reg. 8849, effective May 30, 1989; emergency amendment at 13 Ill. Reg. _____, effective _____, for a maximum of 150 days; amended at 13 Ill. Reg. _____, effective _____.

Section 310.230 Part-Time Daily or Hourly Special Services Rate

The rate of pay as approved by the Director of Central Management Services for persons employed on a consultative or part-time basis requiring irregular hours of work shall be as listed below, except the total compensation of an employee in any given month shall not exceed the monthly rate of Step 5 of the salary grade for the title as shown in the Schedule of Salary Grades (Appendix B) if the class title is subject to the Schedule of Salary Grades, or Step 5 of the negotiated salary range for classes of positions shown in Section

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

310.220, Subpart B, Schedule of Rates, or 75% of the maximum rate of those classes of positions subject to the provisions of the Merit Compensation System, Subpart C of this Pay Plan.

Apiary Inspector	\$10 to \$50
Building/Grounds Laborer	\$3-\$53.50 to \$5-\$305.00 (per hour)
Building/Grounds Lead I	\$3.50 to \$5-\$997.00 (per hour)
Building/Grounds Lead II	\$4.50 to \$6-\$998.00 (per hour)
Building/Grounds Maintenance Worker	\$5.00 to \$6.00 (per hour)
Chaplain I	\$20 to \$70
Chemist I	\$30 to \$45
Clerk-I	\$3-\$50-\$4-\$4.00-(per-hour)
Clerk-II	\$42-\$62
Clerk-III	\$45-\$65
Clerk-IV	\$4-\$60-\$7-\$7.00-(per-hour)
Clerk-Typist-I	\$4-\$60-\$4-\$50-(per-hour)
Clerk-Typist-II	\$4-\$25-\$5-\$5.00-(per-hour)
Conservation-Worker	\$3.91 (per hour)
Conservation/Historic Preservation Mkr	
Conservation-Worker	
Conservation/Historic Preservation Mkr	
(2nd season -- site interpretation)	\$4.02 (per hour)
Conservation-Worker	
Conservation/Historic Preservation Mkr	
(3rd season -- site interpretation)	\$4.14 (per hour)
Dentist I	\$70 to \$150
Dentist II	\$100 to \$185
Educator	\$25 to \$60
Educator Aide	\$18 to \$35
Field-Inspector	\$26-\$40
Hearing and Speech Specialist III	\$15 to \$30 (per hour)
Hearings Referee	\$75 to \$200
Janitor I	\$4.73 to \$5.30 (per hour)
Labor Maintenance Lead Worker	\$5.00 to \$6.00 (per hour)
Labor Relations Investigator	\$35 to \$70
Labor-Relations-Investigator-I	\$35-\$59
Labor-Relations-Investigator-II	\$40-\$70
Laboratory Technician II	\$26 to \$40
Laborer (Maintenance)	\$3.35 to \$5-\$995.50 (per hour)
Lifeguard	\$3.91 (per hour)
Lifeguard Captain	\$4.02 (per hour)
Maintenance Worker	\$3.50 to \$5.00 (per hour)
Nurse I	\$39 to \$54
Nurse I (2nd or 3rd shift)	\$41 to \$56
Nurse I (Cook County)	\$43 to \$58

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Nurse I (Cook Co. 2nd or 3rd shift)	\$44 to \$59
Nurse II	\$43 to \$58
Nurse II (2nd or 3rd shift)	\$44 to \$59
Nurse II (Cook County)	\$45 to \$60
Nurse II (Cook Co. 2nd or 3rd shift)	\$47 to \$62
Occupational Therapist	\$40 to \$160
Program Coordinator	\$3.50 to \$4.00 (per hour)
Office Aide	\$4.00 to \$5.00 (per hour)
Office Assistant	\$42 to \$45
Office Associate	\$4.00 to \$7.00 (per hour)
Optometrist	\$50 to \$160 (daily)
Optometrist	\$15 to \$35 (hourly)
Physician	\$100 to \$300
Physician Specialist (A)	\$100 to \$325 (daily)
Physician Specialist (A)	\$20 to \$60 (hourly)
Physician Specialist (B)	\$100 to \$350 (daily)
Physician Specialist (B)	\$20 to \$70 (hourly)
Physician Specialist (C)	\$100 to \$360 (daily)
Physician Specialist (C)	\$20 to \$75 (hourly)
Physician Specialist (D)	\$100 to \$370 (daily)
Physician Specialist (D)	\$20 to \$85 (hourly)
Podiatrist	\$50 to \$125
Psychologist I	\$35 to \$80
Psychologist II	\$40 to \$125
Psychologist III	\$40 to \$150
Psychologist-IV	\$55 to \$175
Recreation Worker I	\$25 to \$40
Recreation Worker I	\$5.33 (per hour)
Social Worker II	\$35 to \$75
Social Worker III	\$35 to \$80
Student Worker	\$3.35 to \$6.00 (per hour)
Tax Examiner	\$53 to \$73
Technical Advisor II	\$20 to \$35 (per hour)
Technical Advisor III	\$30 to \$60 (per hour)
Technical Advisor IV	\$50 to \$80 (per hour)
Veterinarian II	\$95 to \$130 (daily)
Watch-Attendant-I	\$4.28 to \$4.87 (per-hour)

(Source: Amended at 13 Ill. Reg. _____, effective _____)

Section 310.290 Out-of-State or Foreign Service Rate

The rate of pay for employees occupying positions which require payment in accordance with the economic conditions and social legislation of another

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

state or foreign country. An adjustment may be made to the salary of an employee stationed in a foreign country to compensate for a change in the currency exchange rate. The Director of the Department of Central Management Services will, before approving an adjustment, consider the need of the employing agency, the treatment of other similar situations, prevailing practices of other employers, and the equity of the particular circumstances.

Title	Range	Effective Fiscal Year 1989	1990
Account Technician I (CA, OH, TX)	\$1608--2025 1664--2096 1817--2289 1881--2370		
(NJ)			
Accounting and Fiscal Administration Career Trainee (CA, CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX and WI)	1825--2336 1889--2417 2063--2640 2136--2733 2182--2549		
(NJ)			
Clerk-Typist-I-(Foreign-Service) Clerk-Typist-II --(CA, OH, TX) --(NJ)	1401--1718 1583--1942 2521--4217 2609--4365 3268--5546 3382--5740 2170--3507 2246--3630		
Foreign Service Economic Development Executive I			
Foreign Service Economic Development Executive II			
Foreign Service Economic Development Representative			
Office Assistant (Foreign Service)	1498--2057		
Office Associate (CA, CO, GA, IN, IA, KY, MI, MO, NE, NC, OH, TN, TX AND WI)	1603--2010 1812--2272		
(NJ)			
Office Coordinator (CA, CO, GA, IN, IA, KY, MI, MO, NE, NC, OH, TN, TX AND WI)	1664--2096 1881--2370		
(NJ)			
Revenue Audit Supervisor (CA, OH, TX)	2869--4884 2968--5057 2868--5521 3355--5716		
(NJ)			

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Title	Effective	Fiscal Year	1989	1990
Revenue Auditor I (CA, CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX AND WI) (NJ)			-2190--2866 2267--2966 -2475--3240 2562--3353	
Revenue Auditor II (CA, CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX AND WI) (NJ)			-2422--3187 2507--3298 -2738--3602 2834--3728	
Revenue Auditor III (CA, CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX AND WI) (NJ)			-2699--3582 2793--3708 -3061--4528 3158--4191	
Revenue Deputy Regional Administrator (CA, OH, TX) (NJ)			-3044--5227 3151--5411 -3044--5909 3562--6117	
Revenue Regional Administrator (NJ)			3250--6323 3803--6544	
Secretary-I --(GA--OH--TX) --(NJ)			-1608--2025 -1817--2289	
Tax Examiner (CA, CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX AND WI) (NJ)			1664--2096 1881--2370	
Tax Examiner Trainee (CA, CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX AND WI) (NJ)			1498--2057 1694--2093	

(Source: Amended at 13 Ill. Reg. _____, effective _____)

APPENDIX A
Negotiated Rates of Pay

Section 310. TABLE A HR-190 (Department of Central Management Services --
State of Illinois Building -- SEIU)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENTS

Elevator Operator	02-02-87 02-01-88 04-03-89	\$1583.40 \$1635.60 \$1687.80	\$1618.20 \$1653.00 \$1722.60	\$1635.60 \$1670.40 \$1740.00
Janitor I	09-29-86 02-02-87 02-01-88 04-03-89	\$1487.70 \$1531.20 \$1566.00 \$1635.60		
Janitor II	09-29-86 02-02-87 02-01-88 04-03-89	\$1487.70 \$1531.20 \$1566.00 \$1635.60		
Guard I	06-01-87	\$1435.50		

(Source: Amended at 13 Ill. Reg. _____, effective _____)

Section 310. TABLE B HR-200 (Department of Labor -- Chicago, Illinois -- SEIU)

Elevator Operator	02-02-87 02-01-88 04-03-89	\$1583.40 \$1635.60 \$1687.80	\$1618.20 \$1653.00 \$1722.60	\$1635.60 \$1670.40 \$1740.00
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(Source: Amended at 13 Ill. Reg. _____, effective _____)

DEPARTMENT OF CORRECTIONS

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: County Jail Standards
- 2) Code Citation: 20 Ill. Adm. Code 701
- 3) Section Numbers: 701.270
Proposed Action:
Amend
- 4) Statutory Authority: Implementing Sections 5-3 and 5-7 of the Juvenile Court Act of 1987 (Ill. Rev. Stat. 1987, ch. 37, pars. 805-3 and 805-7, as amended by PA 85-1443, July 1, 1989) and authorized by Section 3-15-2 of the Unified Code of Corrections (Ill. Rev. Stat. 1987, ch. 38, par. 1003-15-2).
- 5) A Complete Description of the Subjects and Issues Involved: Section 701.20 is being amended to comply with recently enacted legislation in regard to detention of juveniles.
- 6) Will this proposed rule replace an emergency rule currently in effect?
No.
- 7) Does this rulemaking contain an automatic repeal date? Yes
X No
- 8) Does this proposed rule (amendment, repealer) contain incorporation by reference? No.
- 9) Are there any other proposed amendments pending on this Part? No.
- 10) Statement of Statewide Policy Objectives: Not applicable; this rulemaking does not contain or expand upon State mandates.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may submit written comments to:

William H. Craine, Ph.D., Deputy Director
Illinois Department of Corrections
1301 Concordia Court
P. O. Box 19277
Springfield, Illinois 62794-9277

All written comments received within 45 days of the date of the publication will be considered.
- 12) Initial Regulatory Flexibility Analysis: Not required; this rulemaking does not affect small businesses.

The full text of the Proposed Rule(s) begins on the next page:

DEPARTMENT OF CORRECTIONS

NOTICE OF PROPOSED AMENDMENTS

TITLE 20: CORRECTIONS, CRIMINAL JUSTICE, AND LAW ENFORCEMENT
CHAPTER I: DEPARTMENT OF CORRECTIONS
SUBCHAPTER I: COUNTY STANDARDS

PART 701
COUNTY JAIL STANDARDS

Section	
701.5	Definitions
701.10	Administration, Minimum Standards
701.20	Personnel
701.30	Records
701.40	Admission Procedures
701.50	Orientation
701.60	Release Procedures
701.70	Classification, Separation, Segregation
701.80	Housing
701.90	Medical and Health Care
701.100	Clothing, Personal Hygiene, Grooming
701.110	Food Services
701.120	Sanitation
701.130	Supervision
701.140	Security
701.150	Safety
701.160	Discipline
701.170	Employment of Detainees
701.180	Mail Procedures
701.190	Telephone
701.200	Visiting
701.210	Social Service Programs
701.220	Education
701.230	Library
701.240	Religious Services
701.250	Commissary
701.260	Recreation and Leisure Time
701.270	Juvenile Detention

AUTHORITY: Implementing and authorized by Section 3-15-2 of the Unified Code of Corrections (Ill. Rev. Stat. 1987, ch. 38, par. 1003-15-2).

SOURCE: Emergency rule adopted November 7, 1974; amended at 4 Ill. Reg. 28, p. 186, effective July 1, 1980; codified at 8 Ill. Reg. 14408; amended at 12 Ill. Reg. 12274, effective October 1, 1988; amended at ____ Ill. Reg. _____, effective _____.

NOTE: Capitalization denotes statutory language.

DEPARTMENT OF CORRECTIONS

NOTICE OF PROPOSED AMENDMENTS

Section 701.270 Juvenile Detention

a)---Introduction

1)---All standards in the preceding Sections apply equally to minors under 17 years of age, except where prohibited. The following standards for juvenile detention provide added requirements, restrictions or emphasis:

2)---Section 3-6(5) of the Juvenile Court Act (Ill. Rev. Stat. 1985, ch. 37, par. 403-6(5)) specifies:

NO MINOR UNDER 16 YEARS OF AGE MAY BE CONFINED IN A JAIL OR PLACE ORDINARILY USED FOR THE CONFINEMENT OF PRISONERS IN A POLICE STATION. MINORS UNDER 17 YEARS OF AGE MUST BE KEPT SEPARATE FROM CONFINED ADULTS AND MAY NOT AT ANY TIME BE KEPT IN THE SAME CELL, ROOM, OR YARD WITH ADULTS CONFINED PURSUANT TO THE CRIMINAL LAW.

3)---Two classifications of youth are identified:--

A)---Minors under 16 years of age are those youth who are less than 16 years of age;

B)---Minors under 17 years of age are those youth who are 16 years or older but under 17 years of age.

4)---Sections 1-9a and 2-2.1 of the Juvenile Court Act (Ill. Rev. Stat. 1986 Supp., ch. 37, pars. 701-9a and 403-2.1 state:

A)---A MINOR ALLEGED TO BE A PERSON DESCRIBED IN SECTION 2-2 MAY BE CONFINED IN A JUVENILE DETENTION CENTER, COUNTY JAIL OR MUNICIPAL LOCK-UP FOR MORE THAN 24 HOURS ONLY IF THE FACILITY MEETS THE REQUIREMENTS AS DESCRIBED IN THE DEFINITION OF "JUVENILE DETENTION HOME."

B)---"JUVENILE DETENTION HOME" MEANS A PUBLIC FACILITY WHICH PROVIDES FOR THE SAFETY, MEDICAL, EDUCATIONAL, RECREATIONAL, RELIGIOUS AND OTHER NEEDS OF YOUTH HELD IN A SECURE SETTING AND MAY BE EITHER A FREE-STANDING STRUCTURE OR IN THE SAME BUILDING AS AN ADULT JAIL OR LOCK-UP AS LONG AS, IN THE LATTER CASE, THE TWO ARE SEPARATE SUCH THAT THERE WOULD BE NO CONTACT BETWEEN JUVENILE AND ADULT RESIDENTS IN THE RESPECTIVE FACILITIES.

DEPARTMENT OF CORRECTIONS

NOTICE OF PROPOSED AMENDMENTS

b)---Minimum Standards

1)---Minors Under 16

Minors under 16 may be detained temporarily in a room, not a cell, in a county jail where the place of confinement is a separate floor or section which ensures complete and effective isolation from any contact with adult prisoners.

A)---The designated section shall be clearly indicated above each entrance.

B)---Male and female youth shall not be housed within auditory and/or visual range of each other.

C)---Rooms shall be single occupancy.

2)---Minors Under 17

Minors under 17 may be confined in cells or rooms in a jail or place ordinarily used for confinement of prisoners at a county jail, but these cells or rooms for the minors must be separate and distinct from the cells or rooms in which adults are confined; this does not preclude the very brief use of entrances, corridors, elevators, and booking areas prior to actual confinement.

A)---Separate and distinct shall mean no visual and/or auditory contact.

B)---Minors under 17 years of age may be confined in a area designated for minors under 16.

C)---The same jail facilities may be used, but not simultaneously with adults.

3)---Detention Admissions

Only those youth charged with the alleged commission of a delinquent act or for whom a delinquency petition has been filed shall be confined.

A)---Unless sooner released, a minor taken into temporary custody must be brought before a judicial officer within 36 hours, exclusive of Saturdays, Sundays and court-designated holidays, for a detention hearing to determine whether he shall be further detained.

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NOTICE OF PROPOSED AMENDMENTS

B)---When a minor is delivered to the jail, a probation officer or such other public official designated by the court shall immediately investigate the circumstances of the minor and the facts surrounding his being taken into custody. If further detention is a matter of immediate and urgent necessity, written authorization of such public officer is required in accordance with Section 3-4 of the Juvenile Court Act (Ill. Rev. Stat. 1985, ch. 37, par. 703-4). The written authorization permits detaining the minor for up to 36 hours, excluding Saturdays, Sundays and court-designated holidays.

C)---Parents, legal guardian or person with whom the minor resides shall be notified if the law enforcement officer has been unable to do so.

4)---Supervision

Staff providing supervision for minors under 16 shall receive training in understanding the methods and techniques of juvenile care.

A)---Supervision of minors under 16 shall be maintained by visual contact with each youth no less than once every 30 minutes.

B)---A shift log, in ink, shall be maintained as a record of incidents and activities, including supervisory checks, occurring on the shift.

C)---Detainee supervision shall be provided by a person of the same sex under the following conditions:

i)---When procedures which require physical contact or examination such as body searches are made.

ii)---During periods of personal hygiene activities and care such as showers, toileting, and related activities.

iii)---This standard does not prohibit the use of necessary force by a staff member of a sex other than that of a detainee.

5)---Detention Rooms and Day Rooms

The following requirements are established:

DEPARTMENT OF CORRECTIONS

NOTICE OF PROPOSED AMENDMENTS

A)---Each detention room shall, at minimum, provide 64 square feet of floor space per room.

B)---A day room area must be provided with a minimum of 35 square feet per detainee for each detention room cluster.

C)---Each sleeping room shall be equipped with a rigidly constructed metal bed securely fastened to the wall or floor; a toilet; washbasin with hot and cold running water; a suitable flame retardant mattress; mattress covering and bed covers suited to individual needs; and illumination sufficient to guarantee distinct visual supervision and a comfortable reading level.

6)---Personal Hygiene

Clothing changes, showers, shaving, and other personal hygiene activities shall conform, at minimum, with those standards pertaining to adult detainees.

7)---Food Service

A)---Food preparation, menu, diet, food service, and meal schedules shall conform to the needs of growing adolescents. A minimum of 2,500 to 3,000 calories per day shall be provided.

B)---Food service dining areas cannot be shared simultaneously with adults.

8)---Activities

Each youth shall have a minimum of eight hours daily of dayroom and recreation activity, except when behavior dangers required security jeopardizes the safety and well-being to staff and other detained youth; is a threat to himself, or to protect property.

A)---Appropriate reading materials, table games in sufficient quantities and radio and/or television shall be provided.

B)---Recreation of an energetic nature shall be provided and outdoor activities shall be scheduled when appropriate facilities exist.

9)---Education

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A) --A regular schedule of academic instruction and related educational services appropriate to the needs of each individual shall be provided for those youth detained beyond 36 hours, with arrangements made through the appropriate school district.

B) --Coeducational classes may be scheduled.

10) --Psychiatric and Social Services

Access to psychiatric, psychological, casework, and counseling services shall be provided as needed in individual cases.

11) --Visiting

A) --A liberal visiting schedule shall be established identifying no fewer than two visiting days each week, one of which must be during the evening hours and one during the weekend, and all holidays.

B) --Visits from attorneys, clergy, social workers, probation officers or other persons professionally associated with a youth's case shall be permitted at reasonable non-scheduled hours. These visits shall not count against any limitation which may be placed on the number of visits allowed.

12) --Records

Records, to include admission, medical, and visiting shall be maintained in accordance with these standards.

A) --Records of all minors under 17 years of age must be maintained separate from the records of adult arrests. Names of juveniles shall not be recorded in the same ledgers, jail registers, monthly population reports or other records that are subject to public review.

B) --Records may not be open to public inspection or their contents disclosed to the public, except by order of the court or when the institution of criminal proceedings has been permitted or the person has been convicted of a crime and is the subject of pre-sentence investigation or proceedings on an application for probation.

a) Introduction

DEPARTMENT OF CORRECTIONS

NOTICE OF PROPOSED AMENDMENTS

Sections 5-3 and 5-7 of the Juvenile Court Act of 1987 (Ill. Rev. Stat. 1987, as amended by P.A. 85-1433, July 1, 1989, ch. 37, pars. 805-3 and 805-7) state:

- 1) "DELINQUENT MINOR" MEANS ANY MINOR WHO PRIOR TO HIS 17TH BIRTHDAY HAS VIOLATED OR ATTEMPTED TO VIOLATE, REGARDLESS OF WHERE THE ACT OCCURRED, ANY FEDERAL OR STATE LAW OR MUNICIPAL ORDINANCE.
- 2) "DETENTION" MEANS THE TEMPORARY CARE OF A MINOR ALLEGED OR ADJUDICATED AS A PERSON DESCRIBED IN SUBSECTION (a)(1) OF THIS SECTION WHO REQUIRES SECURE CUSTODY FOR HIS OR HER OWN OR THE COMMUNITY'S PROTECTION IN A FACILITY DESIGNED TO PHYSICALLY RESTRICT HIS OR HER MOVEMENTS, PENDING DISPOSITION BY THE COURT FOR PLACEMENT OR COMMITMENT. DESIGN FEATURES WHICH PHYSICALLY RESTRICT MOVEMENT INCLUDE, BUT ARE NOT LIMITED TO, LOCKED ROOMS AND THE SECURE HANDCUFFING OF A MINOR TO A RAIL OR OTHER STATIONARY OBJECT.
- 3) "JUVENILE DETENTION HOME" MEANS A PUBLIC FACILITY WITH SPECIALLY TRAINED STAFF THAT CONFORMS TO THE COUNTY JUVENILE DETENTION STANDARDS (20 Ill. Adm. Code 702).
- 4) NO MINOR SHALL BE DETAINED IN A COUNTY JAIL OR MUNICIPAL LOCKUP FOR MORE THAN SIX HOURS.
 - A) THE PERIOD OF DETENTION IS DEEMED TO HAVE BEGUN ONCE THE MINOR HAS BEEN PLACED IN A LOCKED ROOM OR CELL OR HANDCUFFED TO A STATIONARY OBJECT IN A BUILDING HOUSING A COUNTY JAIL OR MUNICIPAL LOCKUP. TIME SPENT TRANSPORTING A MINOR IS NOT CONSIDERED TO BE TIME IN DETENTION OR SECURE CUSTODY.
 - B) ANY MINOR SO CONFINED SHALL BE UNDER CONTINUOUS SUPERVISION AND SHALL NOT BE PERMITTED TO COME INTO OR REMAIN IN CONTACT WITH ADULTS IN CUSTODY IN THE BUILDING.
 - C) UPON PLACEMENT IN SECURE CUSTODY IN A JAIL OR LOCKUP, THE MINOR SHALL BE INFORMED OF THE PURPOSE OF THE DETENTION, THE TIME IT IS EXPECTED TO LAST AND THE FACT THAT IT CANNOT EXCEED SIX HOURS.

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- D) A LOG SHALL BE KEPT THAT SHOWS THE OFFENSE WHICH IS THE BASIS FOR THE DETENTION, THE REASONS AND CIRCUMSTANCES FOR THE DECISION TO DETAIN AND THE LENGTH OF TIME THE MINOR WAS IN DETENTION.
- E) VIOLATION OF THE 6-HOUR TIME LIMIT ON DETENTION IN A COUNTY JAIL OR MUNICIPAL LOCKUP SHALL NOT, IN AND OF ITSELF, RENDER INADMISSIBLE EVIDENCE OBTAINED AS A RESULT OF THE VIOLATION OF THIS 6-HOUR TIME LIMIT.
- F) NO MINOR UNDER 16 YEARS OF AGE MAY BE CONFINED IN A JAIL OR PLACE ORDINARILY USED FOR THE CONFINEMENT OF PRISONERS IN A POLICE STATION. MINORS UNDER 17 YEARS OF AGE SHALL BE KEPT SEPARATE FROM CONFINED ADULTS AND MAY NOT AT ANY TIME BE KEPT IN THE SAME CELL, ROOM OR YARD WITH ADULTS CONFINED PURSUANT TO CRIMINAL LAW.

b) Minimum Standards

The following standards for juvenile detention provide added requirements, restrictions, or emphasis.

1) Notification of Detention

A parent, legal guardian, or person with whom the minor resides shall be notified of the minor's detention if the law enforcement officer has been unable to do so.

2) Records

A) Records of all minors under 17 years of age must be maintained separate from the records of adult arrests. Names of juveniles shall not be recorded in the same ledgers, jail registrars, monthly population reports or other records that are subject to public review.

B) Records shall not be open to public inspection or their contents disclosed to the public, except by order of the court or when the institution of criminal proceedings has been permitted or the person has been convicted of a crime and is the subject of pre-sentence investigation or proceedings on an application for probation.

3) Supervision

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- A) Detainees shall, under the following conditions, be provided with supervision by a person of the same sex:
- 1) When following established procedures which require physical contact or examination such as body searches.
- 2) During periods of personal hygiene activities and care such as showers, toileting, and related activities.
- B) This subsection does not prohibit the use of necessary force by a staff member of a sex other than that of a detainee.
- 4) Cell or Detention Room Occupancy
- Cells or detention rooms must include access to:
- A) Toilet facilities;
- B) A washbowl; and
- C) Drinking water, in the form of drinking cups or a drinking fountain.
- 5) Meals
- Detainees shall be provided with meals when they are detained during the facility's normal meal periods.
- 6) Child Abuse

Any evidence of child abuse shall be reported to the Illinois Department of Children and Family Services.

(Source: Amended at ___ Ill. Reg. ___, effective ____)

DEPARTMENT OF CORRECTIONS

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Municipal Jail and Lockup Standards
- 2) Code Citation: 20 Ill. Adm. Code 720
- 3) Section Numbers: 720.150
Proposed Action:
Amend
- 4) Statutory Authority: Implementing Sections 5-3 and 5-7 of the Juvenile Court Act of 1987 (Ill. Rev. Stat 1987, ch. 37, pars. 805-3 and 805-7, as amended by PA 85-1433, July 1, 1989) and authorized by Section 3-15-2 of the Unified Code of Corrections (Ill. Rev. Stat. 1987, ch. 38, pars. 1003-15-2).
- 5) A Complete Description of the Subjects and Issues Involved: Section 720.150 is being amended to comply with recently enacted legislation in regard to detention of juveniles.
- 6) Will this proposed rule replace an emergency rule currently in effect?
No.
- 7) Does this rulemaking contain an automatic repeal date? Yes
X No
- 8) Does this proposed rule (amendment, repealer) contain incorporation by reference? No.
- 9) Are there any other proposed amendments pending on this Part? No.
- 10) Statement of Statewide Policy Objectives: Not applicable; this rulemaking does not contain or expand upon State mandates.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may submit written comments to:

William H. Craine, Ph.D., Deputy Director
Illinois Department of Corrections
1301 Concordia Court
P. O. Box 19277
Springfield, Illinois 62794-9277

All written comments received within 45 days of the date of the publication will be considered.
- 12) Initial Regulatory Flexibility Analysis: Not required; this rulemaking does not affect small businesses.

The full text of the Proposed Rule(s) begins on the next page:

DEPARTMENT OF CORRECTIONS

NOTICE OF PROPOSED AMENDMENTS

TITLE 20: CORRECTIONS, CRIMINAL JUSTICE, AND LAW ENFORCEMENT
CHAPTER I: DEPARTMENT OF CORRECTIONS
SUBCHAPTER 6: MUNICIPAL STANDARDS

PART 720
MUNICIPAL JAIL AND LOCKUP STANDARDS

Section	
720.5	Definitions
720.10	Legal Authority to Set up Standards and Exercise Supervision over Jail and Lockups
720.20	Legal Rights of Accused While in Custody
720.30	Use of Jails/Lockups
720.40	Minimum Physical Standards--Existing Buildings
720.50	Minimum Cell and Detention Room Standards--Existing Facilities
720.60	Supervision
720.70	Security
720.80	Food
720.90	Sanitation
720.100	Fire Protection
720.110	Emergency Plan
720.120	Detainee Records
720.130	Reports to the Detention Standards and Services Unit
720.140	Use of Force
720.150	Juvenile Detention
720.160	New Construction

AUTHORITY: Implementing and authorized by Section 3-15-2 of the Unified Code of Corrections (Ill. Rev. Stat. 1987, ch. 38, par. 1003-15-2).

SOURCE: Amended November 4, 1977; emergency rule at 3 Ill. Reg. 8, p. 1, effective February 14, 1979, for a maximum of 150 days; amended at 4 Ill. Reg. 28, p. 311, effective July 1, 1980; codified at 8 Ill. Reg. 14415; amended at 12 Ill. Reg. 12452, effective October 1, 1988; amended at ___ Ill. Reg. ___, effective ____.

NOTE: All capital letters indicate statutory language.

Section 720.150 Juvenile Detention

All standards in the preceding Sections apply equally to minors under 17 years of age except where prohibited. The following standards for juvenile detention provide added requirements:

a) --- Two classifications of youth are identified: ---

1) --- Minors under 16 years of age are those youth who are less than 16 years of age.

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- 2) ---Minors under 17 years of age are those youth who are 16 or older but under 17 years of age.
- b) ---Minors under 16 may be detained on a strictly temporary basis, pursuant to identification and being taken into custody, in a police station when confinement is in a room; not a cell, that is completely separate and independent from any other area of confinement in the same building. Arrangements shall be made to transfer minors under 16 to a facility authorized to detain juveniles. Temporary shall mean a period not to exceed ten hours.
- c) ---Close supervision of minors under 16 shall be maintained:
- 1) ---Male and female youths shall not be confined in the same room.
 - 2) ---A female jail officer or other trained female employee shall provide all supervision of female detainees confined in the detention room during periods of personal hygiene and care such as showers, toileting, and related activities.
 - d) ---Minors under 17 may be confined in cells, rooms or yards in a jail or place ordinarily used for confinement of prisoners at a police station; but these cells, rooms or yards must be separate and distinct from the cells, rooms or yards in which adults are confined. Separate and distinct shall mean no visual or auditory contact with confined adults.
 - e) ---Only those youth charged with the alleged commission of a delinquent offense or for whom a delinquency petition has been filed shall be detained.
 - f) ---Records of juveniles must be maintained separate from adult records:
 - 1) ---Names of juveniles shall not be recorded in records that are subject to public review.
 - 2) ---Records may not be open to public inspection or their contents disclosed to the public except by order of the court; or when the institution of criminal proceedings has been permitted; or the person has been convicted of a crime and is the subject of presentence investigation or proceedings on an application for probation.
 - g) ---Any evidence of child abuse shall be reported to the Illinois Department of Children and Family Services.

DEPARTMENT OF CORRECTIONS

NOTICE OF PROPOSED AMENDMENTS

a) Introduction

Sections 5-3 and 5-7 of the Juvenile Court Act of 1987 (Ill. Rev. Stat. 1987, as amended by P.A. 85-1433, July 1, 1989, ch. 37, pars. 805-3 and 805-7) state:

- 1) "DELINQUENT MINOR" MEANS ANY MINOR WHO PRIOR TO HIS 17TH BIRTHDAY HAS VIOLATED OR ATTEMPTED TO VIOLATE, REGARDLESS OF WHERE THE ACT OCCURRED, ANY FEDERAL OR STATE LAW OR MUNICIPAL ORDINANCE.
- 2) "DETENTION" MEANS THE TEMPORARY CARE OF A MINOR ALLEGED OR ADJUDICATED AS A PERSON DESCRIBED IN SUBSECTION (a)(1) OF THIS SECTION WHO REQUIRES SECURE CUSTODY FOR HIS OR HER OWN OR THE COMMUNITY'S PROTECTION IN A FACILITY DESIGNED TO PHYSICALLY RESTRICT HIS OR HER MOVEMENTS, PENDING DISPOSITION BY THE COURT FOR PLACEMENT OR COMMITMENT. DESIGN FEATURES WHICH PHYSICALLY RESTRICT MOVEMENT INCLUDE, BUT ARE NOT LIMITED TO, LOCKED ROOMS AND THE SECURE HANDCUFFING OF A MINOR TO A RAIL OR OTHER STATIONARY OBJECT.
- 3) "JUVENILE DETENTION HOME" MEANS A PUBLIC FACILITY WITH SPECIALLY TRAINED STAFF THAT CONFORMS TO THE COUNTY JUVENILE DETENTION STANDARDS (20 Ill. Adm. Code 702).
- 4) NO MINOR SHALL BE DETAINED IN A COUNTY JAIL OR MUNICIPAL LOCKUP FOR MORE THAN SIX HOURS.
 - A) THE PERIOD OF DETENTION IS DEEMED TO HAVE BEGUN ONCE THE MINOR HAS BEEN PLACED IN A LOCKED ROOM OR CELL OR HANDCUFFED TO A STATIONARY OBJECT IN A BUILDING HOUSING A COUNTY JAIL OR MUNICIPAL LOCKUP. TIME SPENT TRANSPORTING A MINOR IS NOT CONSIDERED TO BE TIME IN DETENTION OR SECURE CUSTODY.
 - B) ANY MINOR SO CONFINED SHALL BE UNDER CONTINUOUS SUPERVISION AND SHALL NOT BE PERMITTED TO COME INTO OR REMAIN IN CONTACT WITH ADULTS IN CUSTODY IN THE BUILDING.
 - C) UPON PLACEMENT IN SECURE CUSTODY IN A JAIL OR LOCKUP, THE MINOR SHALL BE INFORMED OF THE PURPOSE OF THE DETENTION, THE TIME IT IS

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EXPECTED TO LAST AND THE FACT THAT IT CANNOT EXCEED SIX HOURS.

- D) A LOG SHALL BE KEPT THAT SHOWS THE OFFENSE WHICH IS THE BASIS FOR THE DETENTION, THE REASONS AND CIRCUMSTANCES FOR THE DECISION TO DETAIN AND THE LENGTH OF TIME THE MINOR WAS IN DETENTION.
- E) VIOLATION OF THE 6-HOUR TIME LIMIT ON DETENTION IN A COUNTY JAIL OR MUNICIPAL LOCKUP SHALL NOT, IN AND OF ITSELF, RENDER INADMISSIBLE EVIDENCE OBTAINED AS A RESULT OF THE VIOLATION OF THIS 6-HOUR TIME LIMIT.
- F) NO MINOR UNDER 16 YEARS OF AGE MAY BE CONFINED IN A JAIL OR PLACE ORDINARILY USED FOR THE CONFINEMENT OF PRISONERS IN A POLICE STATION. MINORS UNDER 17 YEARS OF AGE SHALL BE KEPT SEPARATE FROM CONFINED ADULTS AND MAY NOT AT ANY TIME BE KEPT IN THE SAME CELL, ROOM OR YARD WITH ADULTS CONFINED PURSUANT TO CRIMINAL LAW.

b) Minimum Standards

The following standards for juvenile detention provide added requirements, restrictions, or emphasis.

1) Notification of Detention

A parent, legal guardian, or person with whom the minor resides shall be notified of the minor's detention if the law enforcement officer has been unable to do so.

2) Records

A) Records of all minors under 17 years of age must be maintained separate from the records of adult arrests. Names of juveniles shall not be recorded in the same ledgers, jail registrars, monthly population reports or other records that are subject to public review.

B) Records shall not be open to public inspection or their contents disclosed to the public, except by order of the court or when the institution of criminal proceedings has been permitted or the person has been convicted of a

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crime and is the subject of pre-sentence investigation or proceedings on an application for probation.

3) Supervision

A) Detainees shall, under the following conditions, be provided with supervision by a person of the same sex:

i) When following established procedures which require physical contact or examination such as body searches.

ii) During periods of personal hygiene activities and care such as showers, toileting, and related activities.

B) This standard does not prohibit the use of necessary force by a staff member of a sex other than that of a detainee.

4) Cell or Detention Room Occupancy

Cells or detention rooms must include access to:

A) Toilet facilities;

B) A washbowl; and

C) Drinking water, in the form of drinking cups or a drinking fountain.

5) Meals

Detainees shall be provided with meals when they are detained during the facility's normal meal periods.

6) Child Abuse

Any evidence of child abuse shall be reported to the Illinois Department of Children and Family Services.

(Source: Amended at ___ Ill. Reg. ___, effective _____)

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NOTICE OF PROPOSED AMENDMENTS

- 1) The Heading of the Part: MEDICAL ASSISTANCE PROGRAM
- 2) Code Citation: 89 Ill. Adm. Code 120
- 3) Section Numbers: Proposed Action:
120.346 New Section
120.380 Amendment
- 4) Statutory Authority: Sections 5-4 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 5-4 and 12-13)
- 5) A Complete Description of the Subjects and Issues Involved: This rulemaking implements Section 9506 of P.L. 99-272; that Section provides that for Medicaid Qualifying Trusts the amount of income considered available to the individual is the maximum amount distributed under the terms of the trust. A Medicaid Qualifying Trust is a trust, or similar legal device, established (other than by will) by an individual (or an individual's spouse) under which the individual may be the beneficiary of all or part of the payments from the trust and the distribution of such payments is determined by one or more trustees who are permitted to exercise any discretion with respect to the distribution to the individual.
- 6) Will these proposed amendments replace emergency amendments currently in effect?
- 7) Does this rulemaking contain an automatic repeal date?
Yes X No
- 8) Do these proposed amendments contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
120.31	Amendment	June 23, 1989 (13 Ill. Reg. <u> </u>)
120.70	Amendment	March 17, 1989 (13 Ill. Reg. 3281)

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- | | | |
|---------|-------------|---------------------------------------|
| 120.72 | New Section | March 17, 1989
(13 Ill. Reg. 3281) |
| 120.74 | New Section | March 17, 1989
(13 Ill. Reg. 3281) |
| 120.76 | New Section | March 17, 1989
(13 Ill. Reg. 3281) |
| 120.382 | Amendment | March 17, 1989
(13 Ill. Reg. 3281) |
| 120.393 | New Section | June 16, 1989
(13 Ill. Reg. 9250) |
- 10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.
 - 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Staff Attorney, Illinois Department of Public Aid, 100 South Grand Avenue East, Springfield, Illinois 62762 (217/782-1233). The Department will consider all written comments it receives within 30 days of the date of publication of this notice.
 - 12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 120

MEDICAL ASSISTANCE PROGRAMS

SUBPART A: GENERAL PROVISIONS

Section
120.1

Incorporation By Reference

SUBPART B: ASSISTANCE STANDARDS

Section

120.10 Eligibility For Medical Assistance
120.11 Eligibility For Medical Assistance For Pregnant Women and Infants Under Age One Year Who Do Not Qualify As Mandatory Categorically Needy
120.20 MANG(AABD) Income Standard
120.30 MANG(C) Income Standard
120.31 MANG(P) Income Standard
120.40 Exceptions To Use Of MANG Income Standard
120.50 AMI Income Standard

SUBPART C: FINANCIAL ELIGIBILITY DETERMINATION

Section
120.60

All Cases Other Than Intermediate Care, Skilled Nursing Care, DMHDD, DMHDD Approved Community Based Settings and Pregnant Women and Infants Under Age One Year Who Do Not Qualify As Mandatory Categorically Needy

120.61

Cases in Intermediate Care, Skilled Nursing Care and DMHDD - MANG(AABD) and MANG(C)

120.62

Department of Mental Health and Developmental Disabilities (DMHDD) Approved Home and Community Based Residential Settings Under 89 Ill. Adm. Code 140.643
Department of Mental Health and Developmental Disabilities (DMHDD) Approved Home and Community Based Residential Settings

120.63

Pregnant Women and Infants Under Age One Year Who Do Not Qualify As Mandatory Categorically Needy

120.64

SUBPART D: SUPPLEMENTARY MEDICAL INSURANCE

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Section
120.70 Supplementary Medical Insurance Benefits, Buy-In Program
120.80 Recipient Restriction Program

SUBPART F: MIGRANT MEDICAL PROGRAM

Section
120.90 Migrant Medical Program
120.91 Income Standards

SUBPART G: AID TO THE MEDICALLY INDIGENT

Section

120.208 Client Cooperation
120.210 Citizenship
120.211 Residence
120.212 Age
120.215 Relationship
120.216 Living Arrangement
120.217 Supplemental Payments
120.218 Institutional Status
120.224 Foster Care Program
120.225 Social Security Numbers
120.230 Unearned Income
120.235 Exempt Unearned Income
120.236 Education Benefits
120.240 Unearned Income In-Kind
120.245 Earmarked Income
120.250 Lump Sum Payments and Income Tax Refunds
120.255 Protected Income
120.260 Earned Income
120.261 Budgeting Earned Income
120.262 Exempt Earned Income
120.270 Recognized Employment Expenses
120.271 Income From Work/Study/Training Program
120.272 Earned Income From Self-Employment
120.273 Earned Income From Roomer and Boarder
120.275 Earned Income In-Kind
120.276 Payments from the Illinois Department of Children and Family Services
120.280 Assets
120.281 Exempt Assets
120.282 Asset Disregards
120.283 Deferral of Consideration of Assets
120.285 Property Transfers
120.290 Persons Who May Be Included in the Assistance Unit
120.295 Payment Levels for AMI

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SUBPART H: MEDICAL ASSISTANCE - NO GRANT

Section	
120.308	Client Cooperation
120.309	Caretaker Relative
120.310	Citizenship
120.311	Residence
120.312	Age
120.313	Blind
120.314	Disabled
120.315	Relationshipship
120.316	Living Arrangements
120.317	Supplemental Payments
120.318	Institutional Status
120.319	Assignment of Rights to Medical Support and Collection of Payment
120.320	Cooperation in Establishing Paternity and Obtaining Medical Support
120.321	Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support
120.322	Proof of Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support
120.323	Suspension of Paternity Establishment and Obtaining Medical Support Upon Finding Good Cause
120.324	Foster Care Program
120.325	Social Security Numbers
120.330	Unearned Income
120.332	Budgeting Unearned Income
120.335	Exempt Unearned Income
120.336	Education Benefits
120.338	Incentive Allowance
120.340	Unearned Income In-Kind
120.342	Court Ordered Child Support Payments of Parent/Step-Parent
120.345	Earned Income
120.346	Medicaid Qualifying Trusts
120.350	Lump Sum Payments and Income Tax Refunds
120.355	Protected Income
120.360	Earned Income
120.361	Budgeting Earned Income
120.362	Exempt Earned Income
120.364	Earned Income Exemption
120.366	Exclusion From Earned Income Exemption
120.370	Recognized Employment Expenses
120.371	Income From Work/Study/Training Programs
120.372	Earned Income From Self-Employment
120.373	Earned Income From Roomer and Boarder
120.375	Earned Income In Kind

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Section	
120.376	Payments from the Illinois Department of Children and Family Services
120.380	Assets
120.381	Exempt Assets
120.382	Asset Disregard
120.383	Deferral of Consideration of Assets
120.385	Property Transfers
120.390	Persons Who May Be Included in the Assistance Unit
120.391	Individuals Under Age 18 Who Do Not Qualify For AFDC/AFDC-MANG And Infants Under Age One Year
120.392	Pregnant Women Who Would Not Be Eligible For AFDC/AFDC-MANG If The Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy
120.395	Payment Levels for MANG
120.399	Redetermination of Eligibility

AUTHORITY: Implementing Articles III, IV, V, VI and VII and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq. and 12-13).

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37,

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p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 8041 effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982, amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; amended at 7 Ill. Reg. 394, effective January 1, 1983; codified at 7 Ill. Reg. 6082; amended at 7 Ill. Reg. 8256, effective July 1, 1983; amended at 7 Ill. Reg. 8264, effective July 5, 1983; amended (by adding section being codified with no substantive change) at 7 Ill. Reg. 14747; amended (by adding sections being codified with no substantive change) at 7 Ill. Reg. 16108; amended at 8 Ill. Reg. 5253, effective April 9, 1984; amended at 8 Ill. Reg. 6770, effective April 27, 1984; amended at 8 Ill. Reg. 13328, effective July 16, 1984; amended

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(by adding sections being codified with no substantive change) at 8 Ill. Reg. 17897; amended at 8 Ill. Reg. 18903, effective September 26, 1984; peremptory amendment at 8 Ill. Reg. 20706, effective October 3, 1984; amended at 8 Ill. Reg. 25053, effective December 12, 1984; emergency amendment at 9 Ill. Reg. 830, effective January 3, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 4515, effective March 25, 1985; amended at 9 Ill. Reg. 5346, effective April 11, 1985; amended at 9 Ill. Reg. 7153, effective May 6, 1985; amended at 9 Ill. Reg. 11346, effective July 8, 1985; amended at 9 Ill. Reg. 12298, effective July 25, 1985; amended at 9 Ill. Reg. 12823, effective August 9, 1985; amended at 9 Ill. Reg. 15903, effective October 4, 1985; amended at 9 Ill. Reg. 16300, effective October 10, 1985; amended at 9 Ill. Reg. 16906, effective October 18, 1985; amended at 10 Ill. Reg. 1192, effective January 10, 1986; amended at 10 Ill. Reg. 3033, effective January 23, 1986; amended at 10 Ill. Reg. 4907, effective March 7, 1986; amended at 10 Ill. Reg. 6966, effective April 16, 1986; amended at 10 Ill. Reg. 10688, effective June 3, 1986; amended at 10 Ill. Reg. effective July 14, 1986; amended at 10 Ill. Reg. 12672, effective September 19, 1986; amended at 11 Ill. Reg. 15649, effective February 23, 1987; amended at 11 Ill. Reg. 3992, effective April 15, 1987; amended at 11 Ill. Reg. 7652, effective April 20, 1987; emergency amendment at 11 Ill. Reg. 12450, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 14034, effective August 14, 1987; amended at 11 Ill. Reg. 14763, effective August 26, 1987; amended at 11 Ill. Reg. 20142, effective January 1, 1988; amended at 11 Ill. Reg. 20898, effective December 14, 1987; amended at 12 Ill. Reg. 904, effective January 1, 1988; amended at 12 Ill. Reg. 3516, effective January 22, 1988; amended at 12 Ill. Reg. 6234, effective March 22, 1988; amended at 12 Ill. Reg. 8672, effective May 13, 1988; amended at 12 Ill. Reg. 9132, effective May 20, 1988; amended at 12 Ill. Reg. 11483, effective June 30, 1988; emergency amendment at 12 Ill. Reg. 11632, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 11839, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12835, effective July 22, 1988; emergency amendment at 12 Ill. Reg. 13243, effective July 29, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 17867, effective October 30, 1988; amended at 12 Ill. Reg. 19704, effective November 15, 1988; amended at 13 Ill. Reg. 20188, effective November 23, 1988; amended at 13 Ill. Reg. 116, effective January 1, 1989; amended at 13 Ill. Reg. 2081, effective February 3, 1989; amended at 13 Ill. Reg.

Section 120.346 Medicaid Qualifying Trusts

a) The maximum amount of payment permitted under the terms of a Medicaid qualifying trust (described in subsection (b) below) shall be considered in determining eligibility for medical assistance, whether or not the maximum amount was distributed to the individual. The maximum amount is considered in determining eligibility for medical assistance, whether or not the trust is irrevocable or established for reasons other than to qualify for Medicaid.

b) A Medicaid qualifying trust is a trust, or similar legal device, established (other than by will) by an individual (or an individual's spouse) under which the individual may be the beneficiary of all or part of the payments from the trust and the distribution of such payments is determined by one or more trustees who are permitted to exercise any discretion with respect to the distribution to the individual.

(Source: Added at 13 Ill. Reg. _____, effective _____.)

Section 120.380 Assets

- a) The value of nonexempt assets shall be considered in determining eligibility for MANG.
- b) MANG(C) - Treatment of jointly held assets for AFDC MANG shall be treated in the same manner as described in 89 Ill. Adm. Code 112.150.
- c) AABD MANG - Treatment of jointly held assets for AABD MANG shall be treated in the same manner as described in 89 Ill. Adm. Code 113.140.
- d) MANG(P) - Treatment of non-exempt jointly held assets (excess equity value of motor vehicle, liquid assets such as cash on hand or in banks and savings institutions, stocks, bonds, savings certificates and

Section 120.380 Assets (Cont'd.)

other securities) shall be treated in the same manner as described in 89 Ill. Adm. Code 112.150.

e) Treatment of potential payments from a Medicaid qualifying trust for AABD MANG and AFDC MANG(C) shall be treated in the same manner as described in Section 120.346.

(Source: Amended at 13 Ill. Reg. _____, effective _____.)

NOTICE OF PROPOSED AMENDMENTS

1) The Heading of the Part: REIMBURSEMENT FOR NURSING COSTS
FOR GERIATRIC FACILITIES

2) Code Citation: 89 Ill. Adm. Code 147

3) Section Numbers: Proposed Action:

147. Table A Amendment
147. Table B Amendment

4) Statutory Authority: Sections 5-1 et seq. and 12-13 of the
Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23,
Pars. 5-1 et seq. and 12-13)

5) A Complete Description of the Subjects and Issues
Involved: These Tables regarding staff time and allocation
by need level are being revised to correspond with the
Inspection of Care guidelines.

6) Will these proposed amendments replace emergency amendments
currently in effect? Yes

7) Does this rulemaking contain an automatic repeal date?
Yes X No

8) Do these proposed amendments contain incorporations by
reference? No

9) Are there any other proposed amendments pending on this
Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
147.25	Amendment	March 24, 1989 (13 Ill. Reg. 3562)
147.50	Amendment	March 24, 1989 (13 Ill. Reg. 3562)

10) Statement of Statewide Policy Objectives: This rulemaking
has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may
comment on this proposed rulemaking: Any interested
parties may submit comments, data, views, or arguments
concerning the proposed rulemaking. All comments must be
in writing and should be addressed to Thomas D. Toberman,

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Illinois Department of Public Aid, Prescott E. Bloom
Building, 201 South Grand Avenue East, Third Floor,
Springfield, Illinois 62762, (217) 524-7335. The
Department will consider all written comments it receives
within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis:

- A) Date amendments were submitted to the Business
Assistance Office of the Department of Commerce and
Community Affairs: June 26, 1989
- B) Types of small businesses affected: Medical Provider
- C) Reporting, bookkeeping or other procedures required
for compliance: N/A
- D) Types of professional skills necessary for compliance:
N/A

The full text of the Proposed Amendments are identical to the
text of the Emergency Amendments which appears in this issue of
the Illinois Register on page 11001.

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Medical, Psychological, and Related Services

2) Code Citation: 89 Ill. Adm. Code 587

3) Section Numbers:
587.50
587.100
587.600

Proposed Action:
amendment
repealed
amendment

4) Statutory Authority: Implementing and authorized by Sections 3(a), (b), and (k) of "AN ACT in relation to rehabilitation of disabled persons" (Ill. Rev. Stat. 1987, ch. 23, pars. 3434(a), (b), and (k))

5) A Complete Description of the Subjects and Issues Involved:
Section 587.50 is being amended to add physician's assistants, licensed pursuant to the Physician's Assistants Practice Act, as medical service providers.

Section 587.100 is being repealed to maintain consistency, as this is the only disability group requiring a specialist's examination, and in many cases is unnecessary.

The amendment to Section 587.600 is being proposed to delete reference to organ transplants, as this procedure is now approved by the Food and Drug Administration.

6) Will this proposed rule replace an emergency rule currently in effect? No

7) Does this rulemaking contain an automatic repeal date?
— Yes ☒ No

8) Does this proposed rule (amendment, repealer) contain incorporations by reference? No

9) Are there any other amendments pending on this Part? No

Section Numbers Proposed Action Illinois Register Citation

10) Statement of Statewide Policy Objectives (if applicable):
Not Applicable

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: All persons who submit a written request to comment within fourteen (14) days after this notice has been published shall be given a reasonable

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

opportunity to submit date, views, argument or comments about this rulemaking. All such submissions shall be made within forty-five (45) days after this notice has been published. Any comments submitted within forty-five (45) days after this notice has been published will be considered by the Department. All requests and comments should be submitted in writing to:

Ms. Leigh Reed
Regulations and Procedures Section
Department of Rehabilitation Services
P.O. Box 19429
Springfield, Illinois 62794-9429
Telephone number: (217) 785-3896
T.D.D.: (217) 782-5734

If because of physical disability you are unable to put comments into writing, you may make them orally to the person listed above.

12) Initial Regulatory Flexibility Analysis: The Department has determined that this rulemaking may effect small businesses.

The full text of the Proposed Rule(s) begins on the next page:

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES
 CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES
 SUBCHAPTER b: VOCATIONAL REHABILITATION

PART 587

MEDICAL, PSYCHOLOGICAL, AND RELATED SERVICES

- Section 587.10 General Applicability
 587.20 Criteria for Medical Services
 587.30 Exclusion from Medical Services
 587.40 Written Recommendations from Physicians
 587.50 Medical Service Providers
 587.60 Treatment for Acute Conditions
 587.100 Ear Examinations (Repealed)
 587.110 Hearing Aid Evaluations
 587.120 Binaural Hearing Aids
 587.200 Low Vision Aids
 587.300 Mental Restoration Services
 587.400 Heart Surgeries
 587.410 Intestinal By-Pass or Stapling Surgery
 587.420 Abortions
 587.430 Transsexual Surgery
 587.440 Organ Transplants
 587.450 Chiropractic Services
 587.500 Prostheses or Orthotic Devices
 587.510 Wheelchairs
 587.600 Experimental Stage Therapeutic Devices or Procedures

AUTHORITY: Implementing and authorized by Sections 3(a), (b), and (k) of "AN ACT in relation to rehabilitation of disabled persons" (Ill. Rev. Stat., 1987, ch. 23, pars. 3434(a), (b), and (k)).

SOURCE: Adopted at 9 Ill. Reg. 8813, effective June 10, 1985; amended at 10 Ill. Reg. 13671, effective August 4, 1986; amended at 11 Ill. Reg. 5309, effective March 11, 1987; amended at 12 Ill. Reg. 15621, effective September 16, 1988; amended at 13 Ill. Reg. 1850, effective January 27, 1989; amended at 13 Ill. Reg. _____, effective _____.

Section 587.50 Medical Service Providers

Medical services contained within this part, subchapter, for physical disabilities as described in 89 Ill. Adm. Code 552.30(a)(1) will be provided by a physician or surgeon, (i.e., doctors of medicine and osteopathy), or other licensed medical

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

technicians or therapists or physician's assistants licensed pursuant to the Physician's Assistants Practice Act (Ill. Rev. Stat. 1987, ch. 111, pars. 4761 et seq.). Hospitals must be approved by the Joint Commission on Accreditation of Hospitals.

Source: Amended at 13 Ill. Reg. _____, effective _____.

Section 587.100 Ear Examinations (Repealed)

For each client who is hearing impaired, an ear examination report must be acquired during the diagnostic process. The report must be obtained from a physician who is either an otologist, otolaryngologist, or an otolaryngologist (ENT) or ear, nose, throat.

(Source: Repealed at 13 Ill. Reg. _____, effective _____.)

Section 587.600 Experimental Stage Therapeutic Devices or Procedures

DORS will not purchase therapeutic devices or procedures e.g., surgeries, organ transplants which have not been approved by the Food and Drug Administration of the United States Department of Health and Human Services.

(Source: Amended at 13 Ill. Reg. _____, effective _____.)

STATE UNIVERSITIES RETIREMENT SYSTEM

NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Universities Retirement
- 2) Code Citation: 80 Ill. Adm. Code 1600
- 3) Section Number: 1600.50 Proposed Action: Amending
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 108 1/2, pars. 15-101 et seq.

5) A Complete Description of the Subjects and Issues Involved:

From August 4, 1971 until January 1, 1984, a new employee could elect not to participate in the System for the first three years of employment. This amendment will permit an employee to purchase credit for this prior service by paying for one year at a time. Before this amendment the employee was required to purchase all three years in a lump sum or in up to 12 equal monthly installments.

- 6) Will this proposed rule replace an emergency rule currently in effect? No

- 7) Does this rulemaking contain an automatic repeal date? No

- 8) Does this proposed amendment contain incorporations by reference? No

- 9) Are there any other proposed amendments pending on this Part? No

- 10) Statement of Statewide Policy Objectives: N/A

- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

Interested Persons may submit written comments and views to:

Donald E. Hoffmeister
Executive Director
State Universities Retirement System
50 Gerty Drive
Champaign, IL 61820
Telephone: 217/333-3860

All comments received within 30 days of this issue of the Illinois Register will be considered. The comments of interested persons who submit a request to comment within 14 days of this issue will be considered if received within 30 days of such request.

- 12) Initial Regulatory Flexibility Analysis: The proposed amendment will not affect small business.

The full text of the Proposed Amendment begins on the next page:

STATE UNIVERSITIES RETIREMENT SYSTEM

NOTICE OF PROPOSED AMENDMENT

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES
SUBTITLE D: RETIREMENT SYSTEMS
CHAPTER II: STATE UNIVERSITIES RETIREMENT SYSTEM

PART 1600
UNIVERSITIES RETIREMENT

Section	Definitions
1600.10	Dependency of Beneficiaries
1600.20	Crediting Interest on Employee Contributions and Other Reserves
1600.30	Election to Make Contributions During Leave of Absence Without Pay
1600.40	Election to Pay Contributions Based Upon Employment Which Preceded Certification as a Participant
1600.50	Procedures to be Followed in Medical Evaluation of Disability Claims
1600.70	Rules of Practice-Nature and Requirements of Formal Hearings
1600.80	Chart Outlining Hearing Procedures

APPENDIX A

AUTHORITY: Implementing and authorized by Article 15 of the Pension Code (Ill. Rev. Stat. 1987, ch. 108 1/2, par. 15-101 et seq.)

SOURCE: Amended September 2, 1977; amended at 2 Ill. Reg. 31, p. 53, effective July 30, 1978; amended at 7 Ill. Reg. 8139, effective June 29, 1983; codified at 8 Ill. Reg. 19683; amended at 11 Ill. Reg. 15656, effective September 9, 1987; amended at _____ Ill. Reg. _____, effective _____.

Section 1600.50 Election to Pay Contributions Based Upon Employment Which Preceded Certification as a Participant

- a) Under the provisions of the Illinois Pension Code, (Ill. Rev. Stat. 1987, ch. 108 1/2, par. 15-101 et seq.), a participant may elect to pay contributions plus interest thereon at the rate established by the Illinois Pension Code covering any period of employment after August 31, 1941, at one-half time, or more for an employer covered by the State Universities Retirement System, which preceded the date that he became a participant. ~~Payments may be made in installments of not less than \$10 per month; however, complete payment must be made within one year following the date that the first payment is received by the Board. No payment for this service may be accepted after the date the participant begins receiving a retirement annuity.~~
- b) ~~A participant may elect to pay contributions plus interest thereon at the rate established by the Illinois Pension Code covering and any period of full-time employment with the United States government, the government of a state, a political subdivision of a state, or an agency or instrumentality of any of the foregoing,~~

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which preceded the date that he became a participant, if he has met the conditions set forth in the Illinois Pension Code. The participant may purchase, during the fiscal year in which his employment terminates or in which his retirement annuity begins, not less than 1/4 year of additional service credit for such employment. If he elects to purchase such credit prior to the fiscal year in which his employment terminates, he must purchase at least one year of additional service credit, unless the total service credit which he is entitled to purchase on the basis of this ~~public~~ employment is less than one year. No payment may be accepted for this service after the date the participant begins receiving a retirement annuity.

(Source: Amended at ____ Ill. Reg. ____, effective ____)

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Income Tax
- 2) Code Citation: 86 Ill. Adm. Code 100
- 3) Section Numbers:

100.2900	Proposed Action:
100.2901	Amendment
100.2902	New Section
100.2903	New Section
100.2904	New Section
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 120, pars. 201(e), (f), (g), (h) and (j)
- 5) A Complete Description of the Subjects and Issues Involved:

Sections 100.2900 through 100.2904 state rules for the computation of Illinois Investment Tax Credits, Jobs Tax Credit and Training Expenses Credit. These Sections will replace existing rules covering some those credits and provides new rules where none previously existed.

- 6) Will this proposed rule replace an emergency rule currently in effect?
No
- 7) Does this rulemaking contain an automatic repeal date? Yes ☐ No ☒
- 8) Does this amendment contain incorporations by reference? No
- 9) Are there any other amendments pending on this Part? Yes
- 10)

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Illinois Register Citation</u>
100.3700	Amendment	13 Ill. Reg. 2383
- 11) Statement of Statewide Policy Objectives: N/A
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to submit comments on this proposed rule may submit them in writing by no later than 45 days after publication of this notice to:

Jackson E. Donley
Staff Attorney
Illinois Department of Revenue
101 West Jefferson
Springfield, Illinois 62794
Phone: (217) 785-4033
- 12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: June 26, 1989
- B) Types of small businesses affected:
These regulations will generally affect all types of businesses.
- C) Reporting, bookkeeping or other procedures required for compliance:
These Sections require that the taxpayer keep records sufficient to enable him or her to determine whether property he or she places in service, or employees he or she hires, or training expenses he or she incurs, will qualify for inclusion in the computation of the tax credits provided by IITA Section 201, subsections (e), (f), (g), (h) and (j).
- D) Types of professional skills necessary for compliance: The proposed regulations do not require a taxpayer to increase his professional expertise to a level beyond what is already necessary.

The full text of the Proposed Amendment(s) begins on the next page:

Section 100.2000	Personal Property Tax Replacement Income Tax (hereinafter PPTRIT) for Taxable Years Beginning Prior to July 1, 1979, and Ending After June 30, 1979 - Specific Accounting - In General (IITA Section 201) (Repealed)
100.2050	Personal Property Tax Replacement Income Tax (PPTRIT) for Taxable Years Beginning Prior to July 1, 1979, and Ending After June 30, 1979 - Specific Accounting - Carryover Items (IITA Section 201) (Repealed)
100.2100	Personal Property Tax Replacement Income Tax (PPTRIT) for Taxable Years Beginning Prior to July 1, 1979, and Ending After June 30, 1979 - Specific Accounting - Carryback Items (IITA Section 201) (Repealed)
100.2150	Personal Property Tax Replacement Income Tax (PPTRIT) for Taxable Years Beginning Prior to July 1, 1979, and Ending After June 30, 1979 - Specific Accounting - Partnership Income (IITA Section 201) (Repealed)
100.2200	Personal Property Tax Replacement Income Tax (PPTRIT) for Taxable Years Beginning Prior to July 1, 1979, and Ending After June 30, 1979 - Specific Accounting - Long Term Contracts Reported on the Completed Contract Method (IITA Section 201) (Repealed)
100.2250	Personal Property Tax Replacement Income Tax (PPTRIT) for Taxable Years Beginning Prior to January 1, 1981, and Ending After December 31, 1980 - Specific Accounting - In General (IITA Section 201) (Repealed)
100.2300	Personal Property Tax Replacement Income Tax (PPTRIT) for Taxable Years Beginning Prior to January 1, 1981, and Ending After December 31, 1980 - Specific Accounting - Carryover Items (IITA Section 201) (Repealed)
100.2350	Personal Property Tax Replacement Income Tax (PPTRIT) for Taxable Years Beginning Prior to January 1, 1981, and Ending After December 31, 1980 - Specific Accounting - Carryback Items (IITA Section 201) (Repealed)
100.2400	Personal Property Tax Replacement Income Tax (PPTRIT) for Taxable Years Beginning Prior to January 1, 1981, and Ending After December 31, 1980 - Specific Accounting - Partnership Income (IITA Section 201) (Repealed)
100.2450	Personal Property Tax Replacement Income Tax (PPTRIT) for Taxable Years Beginning Prior to January 1, 1981, and Ending After December 31, 1980 - Specific Accounting - Long Term Contracts

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Reported on the Completed Contract Method (IITA Section 201) (Repealed)
 Scope of 86 Ill. Adm. Code 100.2000 through 100.2450 (Repealed)
 Net Income (IITA Section 202)
 Illinois Net Loss Deduction for Losses Occurring on or After December 31, 1986 (IITA 207)
 Computation of the Illinois Net Loss Deduction for Losses Occurring On or After December 31, 1986 (IITA 207)
 Determination of the Amount of Illinois Net Loss for Losses Occurring On or After December 31, 1986
 Illinois Net Loss Carrybacks and Net Loss Carryovers for Losses Occurring On or After December 31, 1986
 Illinois Net Losses and Illinois Net Loss Deductions for Losses Occurring on or After December 31, 1986, of Corporations that are Members of a Unitary Business Group: Separate Unitary Versus Combined Unitary Returns
 Illinois Net Losses and Illinois Net Loss Deductions for Losses Occurring On or After December 31, 1986, of Corporations that are Members of a Unitary Business Group: Changes in Membership Special Transitional Rules (IITA Section 202) (Repealed)
 Net Operating Losses Occurring Prior to December 31, 1986, of Unitary Business Groups: Treatment by Members of the Unitary Business Group (IITA Section 202) - Scope
 Net Operating Losses Occurring Prior to December 31, 1986, of Unitary Business Groups: Treatment by Members of the Unitary Business Group: (IITA Section 202) - Definitions
 Net Operating Losses Occurring Prior to December 31, 1986, of Unitary Business Groups: Treatment by Members of the Unitary Business Group: (IITA Section 202) - Current Net Operating Losses: Offsets Between Members
 Net Operating Losses Occurring Prior to December 31, 1986, of Unitary Business Groups: Treatment by Members of the Unitary Business Group: (IITA Section 202) - Carrybacks and Carryforwards
 Net Operating Losses Occurring Prior to December 31, 1986, of Unitary Business Groups: Treatment by Members of the Unitary Business Group. (IITA Section 202) - Effect of Combined Net Operating Loss in Computing Illinois Base Income
 Net Operating Losses Occurring Prior to December 31, 1986, of Unitary Business Groups: Treatment by Members of the Unitary Business Group. (IITA Section 202) - Deadline for Filing Claims Based on Net Operating Losses Carried Back From a Combined Apportionment Year.
 Replacement Tax Investment Credit for Qualified Property Used in Illinois by the Taxpayer in Manufacturing Operations, or in Mining Coal or Fluorite, or in Retailing
 Enterprise Zone Investment Tax Credit

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High Impact Business Investment Tax Credit for Qualified Property Placed in Service in a Federally Designated Foreign Trade Zone or Sub-Zone
 Jobs Tax Credit for New Employees Hired to Work in an Illinois Enterprise Zone or a Federally Designated Foreign Trade Zone or Sub-Zone
 Employee Training Expense Credit
 Capital Gain Income of Estates and Trusts Paid to or Permanently Set Aside For Charity
 SUBPART B: ALLOCATION AND APPORTIONMENT OF BASE INCOME
 Terms Used in Article 3 (IITA Section 301)
 Business and Nonbusiness Income (IITA Section 301)
 Compensation (IITA Section 302)
 State (IITA Section 302)
 Taxability in Other State (IITA Section 303)
 Resident (IITA Section 301)
 Commercial Domicile (IITA Section 303)
 Allocation and Apportionment of Base Income (IITA Section 304)
 Allocation of Compensation Paid to Nonresidents (IITA Section 302)
 Allocation of Certain Items of Nonbusiness Income by Persons Other Than Residents (IITA Section 303)
 Business Income of Persons Other Than Residents (IITA Section 304) - In General
 Business Income of Persons Other Than Residents (IITA Section 304) - Apportionment
 Business Nonbusiness Income of Persons Other Than Residents (IITA Section 304) - Allocation
 Business Income of Persons Other Than Residents (IITA Section 304)
 Property Factor (IITA Section 304)
 Payroll Factor (IITA Section 304)
 Sales Factor (IITA Section 304)
 Special Rules (IITA Section 304)
 SUBPART C: RECORDS, RETURNS AND NOTICES
 Time for Filing Returns--Individuals (IITA Section 505)
 Time for Filing Returns: Corporations (IITA Section 505) (Repealed)
 Time for Filing Returns: Cooperatives (IITA Section 505) (Repealed)
 Time for Filing Returns: Partnerships (IITA Section 505) (Repealed)

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100.5400 Time for Filing Returns: Estates and Trusts (IITA Section 505) (Repealed)

100.5450 Place for Filing Returns: All Taxpayers (IITA Section 505)

100.5500 Extensions of Time for Filing Returns: All Taxpayers (IITA Section 505)

100.5550 Short Year Returns of Newly Acquired Subsidiaries (IITA Section 505) (Repealed)

100.5600 Taxpayer's Notification to the Department of Certain Federal Changes Arising in Federal Consolidated Return Years, and Arising in Certain Loss Carryback Years (IITA Section 506)

100.5700 Composite Returns: Responsibilities of Authorized Agent

100.5702 Composite Returns: Eligibility

100.5704 Composite Returns: Individual Liability

100.5706 Composite Returns: Required Forms and eComputation of Income

100.5708 Composite Returns: Estimated Payments

100.5710 Composite Return: Tax, Penalties and Interest

100.5712 Composite Returns: Credit for Resident Individuals

100.5714 Composite Returns: Definition of a "Lloyd's Plan of Operation"

100.6000 Election to File a Combined Return

100.6010 Procedure for Making the Election

100.6020 Designated Agent for the Members

100.6030 Combined Estimated Tax Payments

100.6040 Claims for Credit of Overpayments

100.6050 Liability for Combined Tax, Penalty and Interest

100.6060 Combined Amended Returns

100.6070 Computation of Combined Income and Tax

100.6080 Definitions and Miscellaneous Provisions Relating to Combined Returns

SUBPART D: INCOME TAX WITHHOLDING

Section

100.7000 Requirement of Withholding (IITA Section 701)

100.7010 Compensation Paid in this State (IITA Section 701)

100.7020 Transacting Business Within this State (IITA Section 701)

100.7030 Payments to Residents (IITA Section 701)

100.7040 Employer Registration (IITA Section 701)

100.7050 Computation of Amount Withheld (IITA Section 701)

100.7060 Additional Withholding (IITA Section 701)

100.7070 Voluntary Withholding (IITA Section 701)

100.7080 Correction of Underwithholding or Overwithholding (IITA Section 701)

100.7090 Reciprocal Agreement (IITA Section 701)

100.7100 Cross References

100.7150 Withholding Exemption (IITA Section 702)

100.7200 Withholding Exemption Certificate (IITA Section 702)

100.7250 Exempt Withholding Under Reciprocal Agreements (IITA Section 702)

100.7300 Reports for Employee (IITA Section 703)

100.7350 Returns of Income Withheld from Wages (IITA Section 704)

100.7400 Quarterly Returns Filed on Annual Basis (IITA Section 704)

100.7450 Time for Filing Returns (IITA Section 704)

100.7500 Payment of Tax Deducted and Withheld (IITA Section 704)

100.7510 Correction of Underwithholding or Overwithholding (IITA Section 704)

100.7550 Requirement of Withholding-Personal Service Contracts (IITA Section 708)

100.7560 Contracts Indeterminate as to Amount (IITA Section 708)

100.7570 Series of Identical Contracts (IITA Section 708)

100.7580 Personal Service Contract (IITA Section 708)

100.7590 Presence Necessitated (IITA Section 708)

100.7600 Certification of Residence (IITA Section 708)

100.7610 Identities Specified in the Contract (IITA Section 708)

100.7620 Net Amount (IITA Section 708)

100.7630 Coordination with IITA Section 701 (IITA Section 708)

100.7640 Requirement of Withholding-Prizes and Awards (IITA Section 709)

100.7650 Promoter (IITA Section 709)

100.7700 Non-Cash Prizes (IITA Section 709)

100.7750 Certification of Residence (IITA Section 709)

100.7800 Relative Performance (IITA Section 709)

SUBPART E: DECLARATION AND PAYMENT OF ESTIMATED TAX

Section

100.8300

Penalty for Underpayments of Estimated Tax-Exception for Payments Based on Prior Year's Liability-Rule for a Taxable Year Following the Taxable Year in which the Personal Property Tax Replacement Income Tax (PPTRIT) Became Effective-Corporate Taxpayers (IITA Section 802) (Repealed)

Penalty for Underpayment of Estimated Tax-Exception for Payments Based on the Prior Year's Facts-Change in the Personal Property Tax Replacement Income Tax (PPTRIT) Rate for Corporations on January 1, 1981 (IITA Section 802) (Repealed)

100.8400

SUBPART F: STATEMENT OF PROCEDURAL RULES

Section

100.9000 Introduction

100.9005 Letter Ruling Procedures

100.9010 General Income Tax Procedures (IITA Section 901)

100.9020 Taxpayer Representation and Practice Requirements

100.9030 Collection Authority (IITA Section 901)

100.9040 Notice and Demand (IITA Section 902)

100.9050 Assessment (IITA Section 903)

100.9060 Deficiencies and Overpayments (IITA Section 904)

100.9061 Application of Tax Payments Within Unitary Business Groups (IITA Section 603)

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- 100.9070 Limitations on Notices of Deficiency (IITA Section 905)
- 100.9080 Further Notices of Deficiency Restricted (IITA Section 906)
- 100.9090 Waiver of Restrictions on Assessments (IITA Section 907)
- 100.9100 Procedure on Protest (IITA Section 908) (Repealed)
- 100.9110 Credits and Refunds (IITA Section 909)
- 100.9120 Procedure on Denial of Claim for Refund (IITA Section 910) (Repealed)
- 100.9130 Limitations on Claims for Refund (IITA Section 911)
- 100.9140 Recovery of Erroneous Refund (IITA Section 912)
- 100.9150 Access to Books and Records (IITA Section 913)
- 100.9200 Conduct of Investigations and Hearings (IITA Section 914)

SUBPART G: JUDICIAL REVIEW

- Section 100.9850 Administrative Review Law (IITA Section 1201)
- SUBPART H: DEFINITIONS AND RULES OF INTERPRETATION
- Section 100.9900 Unitary Business Group Defined (IITA Section 1501)

- APPENDIX A: BUSINESS INCOME OF PERSONS OTHER THAN RESIDENTS
- TABLE A Example of Unitary Business Apportionment
- TABLE B Example of Unitary Business Apportionment for Groups Which Include Members Using Three-Factor and Single-Factor Formulas

AUTHORITY: Implementing the Illinois Income Tax Act (Ill. Rev. Stat. 1987, ch. 120, pars. 1-101 et seq.) and authorized by Section 1401 of the Illinois Income Tax Act (Ill. Rev. Stat. 1987, ch. 120, par. 14-1401).

SOURCE: Filed July 14, 1971, effective July 24, 1971; amended at 2 Ill. Reg. 49 p. 84, effective November 29, 1978; amended 5 Ill. Reg. 813, effective January 7, 1981; amended at 5 Ill. Reg. 4617, effective April 14, 1981; amended at 5 Ill. Reg. 4642, effective April 14, 1981; amended at 5 Ill. Reg. 5537, effective May 7, 1981; amended at 5 Ill. Reg. 5705, effective May 20, 1981; amended at 5 Ill. Reg. 5883, effective May 20, 1981; amended at 5 Ill. Reg. 6843, effective June 16, 1981; amended at 5 Ill. Reg. 13244, effective November 13, 1981; amended at 5 Ill. Reg. 13724, effective November 30, 1981; amended at 6 Ill. Reg. 579, effective December 29, 1981; amended at 6 Ill. Reg. 9701, effective July 26, 1982; amended at 7 Ill. Reg. 399, effective December 28, 1982; codified at 8 Ill. Reg. 19574; amended at 9 Ill. Reg. 16986, effective October 21, 1985; amended at 9 Ill. Reg. 685, effective December 31, 1985; amended at 10 Ill. Reg. 7913, effective April 28, 1986; amended at 10 Ill. Reg. 19512, effective November 3, 1986; amended at 10 Ill. Reg. 21941, effective December 15, 1986; amended at 11 Ill. Reg. 831, effective December 24, 1986; amended at 11 Ill. Reg. 2450, effective January 20,

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1987; amended at 11 Ill. Reg. 12410, effective July 8, 1987; amended at 11 Ill. Reg. 17782, effective October 16, 1987; amended at 12 Ill. Reg. 4865, effective February 25, 1988; amended at 12 Ill. Reg. 6748, effective March 25, 1988; amended at 12 Ill. Reg. 11766, effective July 1, 1988; amended at 12 Ill. Reg. 14307, effective August 29, 1988; amended at 13 Ill. Reg. 8917, effective May 30, 1989; amended at _____ Ill. Reg. _____, effective _____.

SUBPART A: TAX IMPOSED

Section 100.2900 Replacement Tax Investment Credit for Qualified Property Used in Illinois by the Taxpayer in Manufacturing Operations, or in Mining Coal or Fluorite, or in Retailing

a) Scope of this section.

Hereinafter, unless specifically provided otherwise the term "investment credit" shall include both the credit against the personal property tax replacement income tax provided by IITA Section 201(g) and the credit against the income tax provided by IITA Section 201(h).

b) In general.

Any person subject to the Personal Property Tax Replacement Income Tax is allowed a credit against this tax in the amount of .5% of the adjusted basis of qualified property placed in service in Illinois during the taxable year, provided such property is placed in service after June 30, 1984 and before January 1, 1990. An additional credit against the replacement tax of .5% of the adjusted basis of such qualified property placed in service in Illinois after June 30, 1986, is also allowed provided the taxpayer's base employment in Illinois has increased by at least 1% over the preceding year. If the growth in base employment over the preceding year is less than 1% the additional credit is accordingly reduced. Any person subject to the income tax imposed by IITA Section 201(a) and (b) is allowed a credit against this tax in the amount of .5% of the basis of qualified property placed in service in an Enterprise Zone during the taxable year, provided that such property is placed in service after June 30, 1983, but not before the enterprise zone certification date. The IITA Section 201(g) investment credit is not allowed to the extent it would decrease the taxpayer's replacement tax liability for the taxable year to less than zero. (A carryforward of the Section 201(g) credit is allowed in limited circumstances if a taxpayer fulfills the requirements of P.H. 84-165 prior to July 1, 1986.) The IITA Section 201(h) investment credit is not allowed to the extent it would decrease the taxpayer's income tax liability for the taxable year to less than zero. No carryback or carryforward of unused credit is allowed for tax years ending prior to December 31,

1985, FOR TAX YEARS ENDING ON OR AFTER DECEMBER 31, 1995, THE CREDIT SHALL BE ALLOWED FOR THE TAX YEAR IN WHICH THE PROPERTY IS PLACED IN SERVICE, OR, IF THE AMOUNT OF THE CREDIT EXCEEDS THE TAX LIABILITY FOR THAT YEAR, WHETHER IT EXCEEDS THE ORIGINAL LIABILITY OR THE LIABILITY AS LATER AMENDED, SUCH EXCESS MAY BE CARRIED FORWARD AND APPLIED TO THE TAX LIABILITY OF THE 5 TAXABLE YEARS FOLLOWING THE EXCESS CREDIT YEAR. THE CREDIT SHALL BE APPLIED TO THE EARLIEST YEAR FOR WHICH THERE IS A LIABILITY, IF THERE IS CREDIT FROM MORE THAN ONE TAX YEAR THAT IS AVAILABLE TO OFFSET A LIABILITY, THE CREDIT ACCRUING FIRST IN TIME SHALL BE APPLIED FIRST.

Qualified property.

In order to qualify for the investment credit, property must be tangible, depreciable pursuant to Internal Revenue Code Section 167, except that 13 year property as defined in IRC Section 168(e)(2)(A) is not eligible, and acquired by purchase as defined in Internal Revenue Code Section 179(d). In addition to the above requirements, property must be used in Illinois, by the taxpayer, in manufacturing, retailing, coal mining or fluoroite mining in order to qualify for the ITIA Section 201(g) credit against the replacement tax. To qualify for the ITIA Section 201(h) credit against the income tax, property must be used by the taxpayer in an Illinois Enterprise zone, but such use is not limited to manufacturing, retailing, coal mining and fluoroite mining. Qualified property, whether for the ITIA Section 201(g) or 201(h) credit, can be new or used, but cannot have been previously used in Illinois in such a manner and by such a person as would qualify for the credit provided by ITIA Section 201(g) or 201(h), and includes buildings and structural components thereof.

- 1) Tangible property. Tangible property can consist of personalty or realty and includes, but is not limited to, buildings, components, parts of buildings, machinery, equipment, and vehicles. Certain property, though tangible in nature, does not qualify as investment credit property because it is not depreciable.
- 2) Depreciable. In order to qualify for the investment credit property must also be depreciable pursuant to Internal Revenue Code Section 167. Internal Revenue Code Section 167 provides that depreciable property is property used in the taxpayer's trade or business or held for the production of income which is subject to wear and tear, exhaustion, or obsolescence. Property which is depreciated under the Accelerated Cost Recovery System (ACRS) as provided by Internal Revenue Code Section 167 is considered depreciable pursuant to Internal Revenue Code Section 167 for purposes of the investment credit. Examples of tangible property which is not depreciable are land,

inventories of stock in trade, natural resources, and coin or currency. The provisions of IRS Regulation Section 1.167(a)-4 shall govern in determining whether leasehold improvements are depreciable.

- 3) Placed in service. For purposes of the Illinois investment credit, placed in service has the same meaning as under Section 46 of the Internal Revenue Code. Property will be considered to have been placed in service in the same taxable year in which it is taken into account in determining the federal investment tax credit. See IRS Regulation Section 1.46-3(d).

- A) Even though property is placed in service in the same taxable year in which it is taken into account in determining the federal investment tax credit, only property placed in service in Illinois after June 30, 1984 and before January 1, 1990 can qualify for consideration in determining the ITIA Section 201(g) credit against the replacement tax. Similarly, only property placed in service after June 30, 1987 and after the date of certification of the enterprise zone can qualify for the Section 201(h) credit. Qualifying property shall be considered placed in service in Illinois (or in an enterprise zone) on the date on which the property is placed in a condition or state of readiness and availability for a specifically assigned function. See IRS Reg. Section 1.46-3(d)(2).

- B) Property which is disposed of, moved out of Illinois or moved out of the enterprise zone in the case of the ITIA Section 201(g) credit against the replacement tax or which ceases to qualify for any other reason during the same taxable year it was placed in service in Illinois or the enterprise zone will not be considered in computing the investment credit for the taxable year.

- 4) Adjusted basis. The basis of qualified property for purposes of the investment credit is the property's basis used to compute the depreciation deduction for federal income tax purposes.
- A) In computing the amount of investment credit available for a taxable year, the proper investment credit rate will be applied to the total basis of all qualified property placed in service in Illinois or the enterprise zone during the taxable year, provided the property continues to qualify on the last day of the taxable year.

- B) If the basis of property placed in service during a taxable year is increased or decreased during the same

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taxable year, the increased or decreased basis will be used to compute the investment credit for the taxable year.

- 5) Acquired by purchase.--In order to qualify for the investment credit, the property must have been acquired by purchase as defined in Section 170(d) of the Internal Revenue Code, which defines purchase as any acquisition of property except:--an acquisition from a person whose relationship to the acquiring person is such that a resulting loss would be disallowed under Section 267 or 707(b) of the Internal Revenue Code; an acquisition by one component member of a controlled group from another component member of the group; an acquisition of property if the basis of the property in the hands of the person acquiring it is determined in whole or in part by its adjusted basis in the hands of the person from whom the property was acquired; or an acquisition of property the basis of which is determined under Section 1014(a) of the Internal Revenue Code. For purposes of determining whether property is acquired by purchase as defined by Internal Revenue Code Section 170(d), the family of an individual includes only his spouse, ancestors and lineal descendants. Also, for these purposes only, a controlled group has the same meaning as in Section 1563(a) of the Internal Revenue Code except stock ownership of only 50% or more is required. See Regulation Section 1.179-3(e) under the Internal Revenue Code. Property which the taxpayer constructs, reconverts or erects itself is generally considered acquired by purchase.

- 6) Used in Illinois. Mobile property such as vehicles must be used predominantly in Illinois or in the enterprise zone for purposes of the Section 201(h) credit, removal of such property from Illinois of the enterprise zone for a temporary and transitory purpose will not disqualify the property so long as it continues to be used predominantly in the Illinois or enterprise zone operation of the taxpayer. For purposes of this Section, mobile property is considered to be predominantly used in Illinois (or in an enterprise zone) if usage in Illinois (or the enterprise zone) exceeds usage outside of Illinois (or the enterprise zone).

Example. A retailer sometimes uses its trucks based in Illinois to deliver goods both in Illinois and to out-of-State buyers. Such temporary absence of its trucks from Illinois does not disqualify them.

- 7) Manufacturing, retailing, coal or fluorsite mining.--In general in order to qualify for the ITMA Section 201(g) investment credit against the replacement tax, property must be used in

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Illinois by the taxpayer exclusively in manufacturing operations, retailing, coal mining or fluorsite mining. See subsection (d) of this regulation for the method of apportioning the cost of a building or structural component thereof when a portion of such building or structural component is used in a non-qualifying operation. A lessee of otherwise qualifying property, which property is used by the lessee in manufacturing, retailing, or coal or fluorsite mining operations, would not qualify for the Section 201(g) credit because the property is not used "by the taxpayer".

- 8) Manufacturing.--"Manufacturing operations" is defined in ITMA Section 201(g) as the material staging and production of tangible personal property by procedures commonly regarded as manufacturing, processing, fabrication or assembling. It is not necessary that such procedures result in a finished consumer product; however, such procedures must change some existing material into new shapes, new qualities or new combinations. Procedures commonly regarded as manufacturing, processing, fabrication or assembling are those so regarded by the general public, the use of otherwise qualifying property in any industrial, commercial or business activity which may be distinguished from manufacturing, processing, fabrication or assembling will not be considered a manufacturing operation for purposes of the Section 201(g) credit. For example, a building constructed to house the administrative services division of a manufacturing company would not be used for manufacturing operations and would not qualify for the Section 201(g) credit. By way of further example, otherwise qualifying property used in the following operations will not qualify for the Section 201(g) credit because the activities described are generally not considered manufacturing operations:

A) Agricultural activities such as cultivating the soil, raising or harvesting crops, the production of seed or seedlings, and the development of hybrid seeds, plants or shoots are not manufacturing operations. The raising or breeding of livestock, poultry, fish or any other animal, as well as commercial fishing or beekeeping is not manufacturing.

B) Manufacturing operations do not include mining, quarrying, logging, drilling for oil, gas or water, or any other operations which result in the extraction or procurement of a natural resource. However, the refining or processing of such natural resources into a product of a different form or a product which has different qualities is manufacturing.

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- C) Persons engaged in the construction, reconstruction, alteration, remodeling, or improvement of real estate are not considered engaged in manufacturing operations,
- D) Manufacturing operations do not include research and development of new products or production techniques,
- E) Manufacturing operations do not include the use of machinery or equipment in managerial or other non-production non-operational activities including disposal of waste, scrap or residue inventory control, production scheduling, work routing, purchasing, receiving, accounting, fiscal management, general communications, plant security or personnel recruitment, selection or training,

9) Retailing is defined as the sale of tangible personal property. It is not required that such tangible personal property be finished consumer goods or that the property be sold to an ultimate consumer. For example, sales of tangible personal property for resale are included in the definition of retailing. Also included in the definition of retailing for these purposes are any services rendered in conjunction with the sale of tangible consumer goods or commodities such as unretailing, cleaning, assembling, delivery or installation, provided such services are in conjunction with a specific sale. For example, a delivery truck would qualify for the Section 201(g) credit as it is used in conjunction with specific sales but a company jet used by the president of the company for general or personal purposes would not. Similarly, equipment used by the payroll division of a company would not be used in a retailing operation or in a service rendered in conjunction with the sale of tangible consumer goods.

The following activities are not considered retailing operations:

- A) The construction, reconstruction, alteration, remodeling or improvement of real estate,
- B) The operation of a hotel or motel or other institution providing only lodging facilities,
- C) Other service professions which do not involve the transfer of tangible personal property other than as an incident to the service performed. For guidance in determining whether a profession is from retailing professions the Department will rely on rules promulgated under the

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Service-Occupation Tax Act at 86 Ill. Adm. Code 140.101 et seq.,

- D) Farming operations related to crop and livestock production do not constitute retailing. However, the marketing of such products would constitute a retailing operation and otherwise qualifying property used in marketing farm produce would qualify for the Section 201(h) credit,
- 10) Mining of coal or fluorsite. Mining has the same meaning as in Section 613(e) of the Internal Revenue Code, but shall be limited to the mining of coal and fluorsite. Mining as defined in IRC Section 613(e) includes not only extraction, but also treatment processes such as cleaning, breaking, sorting, sizing, dust abating, and loading for shipment,

11) New or used. Qualifying property can be new or used, however, used property does not qualify if it was previously used in Illinois in such a manner and by such a person as would qualify for the Illinois investment credit,

A) Example. Corporation A purchases a used pick-up truck for use in its manufacturing business in Illinois from an Illinois resident who used the truck for personal purposes in Illinois. If the truck meets all the other requirements for the investment credit it will not be disqualified merely because it was previously used in Illinois for a purpose which did not qualify for the credit. However, had Corporation A purchased the used truck from an Illinois taxpayer in whose hands the truck qualified for the investment credit, the truck would not be qualified property to Corporation A, even though the party from whom the truck was acquired had never received an investment credit for it,

B) Property which would otherwise qualify for the credit will not be disqualified because it was previously used in such a manner and by such a person as would have qualified for the investment credit provided by ITA Section 201(g) or 201(h) before the time such sections came into effect,

Example. In August of 1983, Corporation A purchased a drill press for use in its manufacturing operation in an Illinois Enterprise Zone from Corporation B, Corporation B originally placed the drill press into service in its Illinois manufacturing operation in January of 1980 before ITA Section 201(g) or 201(h) came into effect. Even though Corporation B would have qualified for the

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Illinois investment credit had there been a credit in 1980, this will not disqualify Corporation A from claiming a credit for this property under IITA Section 201(h) in 1983, provided the property is otherwise qualified. However, should Corporation A sell the property to Corporation C for use in its Illinois manufacturing operation, the property would not qualify for either the IITA Section 201(g) or 201(h) investment credit, even though it would otherwise qualify. Because the property was used in such a manner and by such a person as would have qualified for the investment credit under Section 201(g) or 201(h) at a time when at least one of the credits was in effect, the fact that the Section 201(g) credit was not yet effective when Corporation A placed the property in service will not cause the property to qualify for the Section 201(g) credit in the hands of Corporation C because IITA Section 201(g) specifically provides that the property is disqualified if it previously qualified under either IITA Section 201(g) or 201(h).

d) Apportioning cost when a building is used for both qualifying and non-qualifying operations. To qualify for the Section 201(h) credit, property must be used exclusively in one of the qualified operations, such as manufacturing, but the taxpayer need not be exclusively engaged in such operations. Therefore, situations may arise where a building or structure is used to house both qualifying and non-qualifying operations. In such cases, the portion of the cost associated with that part of the building used exclusively in manufacturing operations would qualify for the credit, but not that part of the building or any part of a separate building used for non-qualified operations. The cost of the building can be apportioned by multiplying the cost of the building by a fraction, the numerator of which is total square footage devoted to qualifying operations and the denominator of which is total square footage.

e) Additional Investment Credit.

IITA Section 201(g) provides an additional credit against the replacement tax of 5% of the basis of qualified property placed in service during the taxable year, but after June 30, 1986, provided the taxpayer's base employment in Illinois for the taxable year has increased by at least 1% over the preceding taxable year. If the growth in the taxpayer's base employment in Illinois is less than 1%, the additional credit will be limited to one-half of the percentage of increase in base employment.

f) Base employment. For purposes of calculating the additional investment credit, base employment in Illinois is defined as

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the average monthly total of individuals employed in Illinois by a taxpayer during the taxable year. To calculate base employment for a particular taxable year, the taxpayer need only total the number of individuals he employed in Illinois during each month of the taxable year as reported to Illinois Department of Employment Security on Line 1 of Form UC-3/40 and divide this total by the number of months in the taxable year.

g) Example of Additional Investment Credit Computation. During the calendar year 1985, Corporation A reported 500 employees each month on Line 1 of Form UC-3/40. Therefore Corporation A's base employment in Illinois for 1985 was 500 x 12 = 6,000. In 1986, Corporation A reported 500 employees for each of the first six months and 505 employees for each of the remaining six months of the taxable year. Therefore Corporation A's base employment for 1986 was 502.5 x (500 x 6) + (505 x 6) = 6,015. Corporation A's percentage of increase in 1986 base employment over 1985 base employment is 5%. This figure is computed by subtracting the 1985 base employment from the 1986 base employment and dividing the remainder by the 1985 base employment: $\frac{6,015 - 6,000}{6,000} = .0025$ or .25%. Corporation A will be allowed an additional investment credit for 1986 of 25% (one-half of the percentage of increase) times the adjusted basis of qualified property placed in service in Illinois during the taxable year and on or after July 1, 1986.

h) Recapture.

i) If within 40 months after being placed in service, any property ceases to be qualified property in the hands of the taxpayer or the situs of any qualified property is moved outside of Illinois or outside of the enterprise, none for other than a temporary or transitional purpose, then the personal property tax replacement income or the income tax (whichever was reduced by the credit) for the taxable year in which such event occurred will be increased.

j) Any property disposed of by the taxpayer within 40 months of being placed in service ceases to qualify. Also, any property converted to personal use ceases to qualify. In the case of an IITA Section 201(g) investment credit, any property used in other than manufacturing, retailing, coal mining or fishing ceases to qualify.

k) A taxpayer disposes of property when he sells the property, exchanges or trades in worn-out property for new property, abandons the property or retires it from use. Property destroyed by casualty, stolen or transferred as a gift is treated as

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having been disposed of. Property which is mortgaged or used as security for a loan does not cease to qualify provided the taxpayer continues to use the property in its business within Illinois, or within an enterprise zone in the case of a Section 201(h) investment credit. Property transferred to a trustee in bankruptcy (who does not continue the taxpayer's business) in order to liquidate the assets and made distributions to the creditors is considered disposed of in the year the property is transferred to the trustee. A transfer of property by foreclosure is treated as a disposition.

3) The reduction of the basis of qualified property resulting from the redetermination of the purchase price is a disposition of qualified property to the extent of such reduction in the taxable year the reduction takes place. This occurs, for example, when property is purchased and placed in service in one year and in a later year the taxpayer receives a refund of part of the original purchase price. See Regulation Section 1.47-2(e) under the Internal Revenue Code.

4) In order to determine the amount by which the personal property tax replacement income tax or the income tax must be increased in the taxable year in which the property ceased to qualify, was moved outside of Illinois or the enterprise zone, the taxpayer must recompute the investment credit for the taxable year in which the property was placed in service by eliminating from his calculations any such property. This recomputed investment credit is subtracted from the amount of credit actually used in the year in which the disqualified property was placed in service. The difference between the recomputed credit and the credit actually used is added to the personal property tax replacement income tax or the income tax for the year in which the property ceased to qualify or was moved outside of Illinois. If the recomputed credit is greater than the credit actually used in the year the property was placed in service, no addition to the current taxable year's personal property tax replacement income tax or income tax is required.

Example: In 1985, Corporation A places qualifying property with a basis of \$55,000.00 into service in an enterprise zone located in Illinois and computes a Section 201(g) investment credit for the year of \$275.00 (\$55,000.00 x .5%) and a Section 201(h) investment credit of \$275.00 (\$55,000.00 x .5%). Corporation A's 1985 personal property tax replacement income tax is \$260.00 and its income tax liability for the year is \$420.00. After application of the Section 201(g) investment credit and the Section 201(h) investment credit, Corporation A

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has no remaining replacement tax liability and its remaining income tax liability is \$145.00. In the following year Corporation A moved a qualifying asset having a basis in 1985 of \$5,000.00 from the enterprise zone to another location in Illinois and is therefore required to recapture a portion of the Section 201(h) investment credit applied against its 1985 income tax liability. The Section 201(g) investment credit applied against its replacement tax would be unaffected because the property was not moved outside of Illinois and thus continues to qualify for this credit. In order to determine its additional income tax for 1986, Corporation A must recompute its 1985 Section 201(h) investment credit by eliminating the disqualified property (\$55,000.00 - \$5,000.00 x .5% = \$250.00). This recomputed credit is subtracted from the investment credit actually used in 1985 against the income tax (\$260.00 - \$250.00 = \$10.00) and the difference is added to Corporation A's 1986 income tax after application of the 1986 investment credit.

a) Scope of this Section. Hereinafter, unless specifically provided otherwise, all references in this Section to "the credit" shall mean the credit against the Personal Property Tax Replacement Income Tax (herein "RTIT") provided by IITA Section 201(e) (herein "RT-ITC").

b) Amount of credit. Persons subject to the RT (i.e., S corporations, corporations, partnerships, and trusts) are allowed a credit against such tax in the following amounts:

1) Basic credit. The basic RT-ITC shall be an amount equal to .5% of the adjusted basis of qualified property placed in service in Illinois during the taxable year.

2) Additional credit. An additional RT-ITC of .5% of the adjusted basis of such qualified property placed in service in Illinois during the taxable year is also allowed provided the taxpayer's base employment in Illinois has increased by at least 1% over the preceding year. If the growth in base employment over the preceding year is less than 1%, the additional credit is accordingly reduced. Pursuant to P.A. 85-1200, effective for tax years ending on or after January 1, 1989, and stated to be declaratory of existing law, taxpayers who are new to Illinois shall be deemed to have met the 1% growth in base employment for the first year in which they file employment records with the Illinois Department of Employment Security.

c) Effective date

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1) Basic credit. For tax years ending on or after December 31, 1987, the RT-ITC shall be allowed for the tax year in which the property was placed in service. For purposes of the basic credit, qualified property must be placed in service on or after July 1, 1984, and prior to January 1, 1990.

2) Additional credit. For tax years ending on or after December 31, 1987, the RT-ITC shall be allowed for the tax year in which the property was placed in service. For purposes of the additional RT-ITC, qualified property must be placed in service on or after July 1, 1986, and before January 1, 1990.

d) Carryover provisions. The total RT-ITC (basic and additional) may not reduce a taxpayer's RT liability for a taxable year below zero. For tax years ending on or after December 31, 1987, any excess RT-ITC may be carried to the five (5) taxable years following the excess credit year, if the taxpayer fulfills the requirements of the limited exception granted by P.A. 84-165. That law provides for a carryforward of excess RT-ITC if the taxpayer (i) makes investments which cause the creation of a minimum of 2,000 full-time equivalent jobs in Illinois, (ii) is located in an Enterprise Zone established pursuant to the Illinois Enterprise Zone Act and (iii) is certified by the Department of Commerce and Community Affairs as complying with the requirements specified in clause (i) and (ii) by July 1, 1986. Any excess credit carried forward shall be applied to the earliest year for which there is a liability. If there is credit from more than one tax year that is available to offset a liability, the credit accruing first in time shall be applied first.

e) Definitions. Important terms pertaining to the RT-ITC are defined as follows:

1) Basis. The basis of qualified property is the property's basis used to compute the property's depreciation deduction for federal income tax purposes.

A) In computing the amount of RT-ITC available for a taxable year, the proper investment credit rate will be applied to the total basis of all qualified property placed in service in Illinois during the taxable year, provided the property continues to qualify on the last day of the taxable year.

B) If the basis of the property for federal income tax depreciation purposes is increased after it has been placed in service in Illinois by the taxpayer, the amount of such increase shall be deemed property placed in service on the date of such increase in basis.

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C) Property which has been fully expensed under Internal Revenue Code (herein "IRC") Section 179 has no federal depreciable basis with which to compute the RT-ITC. Property not fully expensed under IRC Section 179 can still qualify for the credit, however. D.O.R. Letter Ruling #188-161, issued June 2, 1988.

2) Qualified Property. The term "qualified property" means property that:

A) Is tangible, whether new or used, including buildings and structural components of buildings;

B) Is depreciable pursuant to IRC Section 167, except that "3-year property", as defined by IRC 168 (c)(2)(A), is not eligible for this credit;

C) Is acquired by purchase, as defined by IRC Section 179(d);

D) Is used in Illinois by the taxpayer in manufacturing operations, or in mining coal or fluorite, or in retailing, and has not previously been used in Illinois in such manner and by such person as would qualify for this credit or the Enterprise Zone Investment Tax Credit provided by IITA Section 201(f).

3) Tangible property. The term "tangible property" generally means any object or thing which itself is physically capable of being touched and seen, and over which a person may exert one or more rights of ownership. Tangible property can consist of personalty or realty and includes, but is not limited to, buildings, component parts of buildings, machinery, equipment, and vehicles. Furthermore, pursuant to Illinois case law, the Department recognizes that natural gas constitutes tangible personal property. See, e.g., *Keystone Consolidated v. Allphin*, 45 Ill. App.3d 714 (1977). By contrast, electricity is not tangible personal property. See, e.g., *Farrand Coal v. Halpin*, 10 Ill.2d 507 (1957). Certain property, though tangible in nature, does not qualify as investment credit property because it is not depreciable.

4) Depreciable. The term "depreciable" has the same meaning as under IRC Section 167. That section provides that depreciable property is property used in the taxpayer's trade or business or held for the production of income which is subject to wear and tear, exhaustion, or obsolescence. Property which is depreciated under the Accelerated Cost Recovery System (ACRS) as

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provided by IRC Section 168 is considered depreciable pursuant to IRC Section 167 for purposes of the RT-ITC. Examples of tangible property which are depreciable include, but are not limited to, automobiles and light trucks, which were reclassified from being "3-year property" to "5-year property" under the Tax Reform Act of 1986. Examples of tangible property which are not depreciable include, but are not limited to, land, inventories or stock-in-trade, natural resource, and coin or currency. The provisions of Internal Revenue Service (herein "I.R.S.") Regulation Section 1.167(a)-4 shall govern in determining whether leasehold improvements are depreciable.

5)

Acquired by purchase. The term "acquired by purchase" has the same meaning as under IRC Section 179(d), which defines purchase as any acquisition of property except: an acquisition from a person whose relationship to the acquiring person is such that a resulting loss would be disallowed under IRC Sections 267 or 707(b); an acquisition by one component member of a controlled group from another component member of the group; an acquisition of property, if the basis of the property in the hands of the person acquiring it is determined in whole or in part by its adjusted basis in the hands of the person from whom the property was acquired; or an acquisition of property, the basis of which is determined under IRC Section 1014(a). For purposes of determining whether property is acquired by purchase as defined by IRC Section 179(d), the family of an individual includes only his spouse, ancestors and lineal descendants. Also, for these purposes only, a controlled group has the same meaning as in IRC Section 1563(a), except stock ownership of only 50% or more is required. See I.R.S. Regulation Section 1.179-3(e). Property which the taxpayer constructs, reconstructs or erects itself is generally considered acquired by purchase.

6)

Used in Illinois by the taxpayer. The term "used in Illinois by the taxpayer" means that the property with regards to which the RT-ITC is being claimed is physically located within the geographical bounds of the State of Illinois while being utilized in the business operation of the taxpayer claiming the credit.

A)

Leased property. A lessor of otherwise qualifying property, which property is used by the lessee in manufacturing, retailing or coal or fluorite mining operations in Illinois, could not claim the RT-ITC because the property is not used in Illinois "by the taxpayer".

B)

Mobile property. Mobile property, such as vehicles, must

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be used predominantly in Illinois. Removal of such property from Illinois for a temporary and transitory purpose will not disqualify the property so long as it continues to be used predominantly in the Illinois operation of the taxpayer. For purposes of this Section, mobile property is considered to be predominantly used in Illinois if usage in Illinois exceeds usage outside of Illinois.

Example: A retailer sometimes uses its truck based in Illinois to deliver goods both in Illinois and to out-of-State buyers. Such temporary absence of its trucks from Illinois does not disqualify them.

7)

Manufacturing, retailing, or mining coal or fluorite. The terms "manufacturing", "retailing" and "mining coal or fluorite" are each defined separately below. However, when attempting to characterize an operation as fitting into one of these categories, taxpayers should take into account the fact that RT-ITC looks at the use of property in these facets of a business and not at the nature of the business as a whole. Otherwise qualified property used directly in one of these facets of a taxpayer's business will entitle the taxpayer to the available credit. By contrast, however, a taxpayer engaged generally in one of the aforementioned types of operations cannot avail itself of the RT-ITC if the otherwise qualified property in question is not used directly in that operation.

A)

Example: Corporation A manufactures widgets in its Illinois factory. In June, 1987, it purchased and placed into service in Illinois a new company-wide telephone system to better enable it to respond to the voluminous number of telephone orders it receives. Assuming the property meets all the other requirements of this subsection (i.e., depreciable, etc.), it nevertheless will fail to qualify for the RT-ITC on A's 1987 Illinois return because it is not used directly in the manufacturing part of A's operation. See D.O.R. Letter Ruling #1787-014, issued January 16, 1987.

B)

Example: B, a prominent hotel located in Chicago and part of a nationwide chain of hotels operates the hotel, and within such hotel, owns six restaurants, a liquor store, and provides room service and telephone services to its guests. B placed in service in Illinois after June 1, 1984, and before January 1, 1990, capital improvements totalling \$3.7 million dollars. The cost of these improvements was spread throughout B's hotel and included

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such items as room furniture and fixtures, fire safety equipment (i.e., smoke alarms, etc.), study rooms and locker rooms, silverware, glasses, china and linen, and equipment for and rehabilitation of segments of the restaurants, employees' cafeteria and room service and kitchen access. Despite the fact that the operation of a hotel is specifically excluded from the definition of "retailing", otherwise qualified property used indirectly in one of the "retail" facets of B's operation, e.g., the restaurant operation, would be eligible for the RT-ITC. See D.O.R. Letter Ruling #IT 87-158, issued June 29, 1987.

8) Manufacturing operations. The term "manufacturing operations" is defined in IRTA Section 201(c) as the material staging and production of tangible personal property by procedures commonly regarded as manufacturing, processing, fabrication or assembling. It is not necessary that such procedures result in a finished consumer product; however, such procedures must change some existing material into new shapes, new qualities or new combinations. The Department takes the position that the printing industry is generally engaged in "manufacturing operations". Procedures commonly regarded as manufacturing, processing, fabrication or assembling are those so regarded by the general public. The use of otherwise qualifying property in any industrial, commercial or business activity which may be distinguished from manufacturing, processing, fabrication or assembling will not be considered a manufacturing operation for purposes of the RT-ITC. For example, a building constructed to house the administrative services division of a manufacturing company would not be used for manufacturing operations and would not qualify for the RT-ITC. By way of further example, otherwise qualifying property used in the following operations will not qualify for the RT-ITC because the activities described are generally not considered manufacturing operations:

A) Agricultural activities such as cultivating the soil; raising or harvesting crops; the production of seed or seedlings and the development of hybrid seeds, plants, or shoots, are not manufacturing operations. The raising or breeding of livestock, poultry, fish or any other animals, as well as commercial fishing or beekeeping is not manufacturing.

B) Manufacturing operations do not include mining; quarrying; logging; drilling for oil, gas or water; or any other operations which result in the extraction or procurement of a natural resource. However, the refining or processing of such natural resources into a product of a

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different form or a product which has different qualities is manufacturing.

C) Persons engaged in the construction, reconstruction, alteration, remodeling, or improvement of real estate are not considered engaged in manufacturing operations.

D) Manufacturing operations do not include research and development of new products or production techniques.

E) Manufacturing operations do not include the use of machinery or equipment in managerial or other non-production, non-operational activities including disposal of waste, scrap or residue, inventory control, production scheduling, work routing, purchasing, receiving, accounting, fiscal management, general communications, plant security, or personnel recruitment, selection or training.

9) Mining of coal or fluorite. The term "mining" has the same meaning as in IRC Section 613(c), but shall be limited to the mining of coal and fluorite. Mining, as defined in IRC Section 613(c), includes not only extraction, but also treatment processes such as cleaning, breaking, sorting, sizing, dust allaying, and loading for shipment.

10) Retailing. The term "retailing" is defined as the sale of tangible personal property. It is not required that such tangible personal property be finished consumer goods, or that the property be sold to its ultimate consumer. For example, sales of tangible personal property for resale are included in the definition of retailing. Also included in the definition of retailing for these purposes are any services rendered in conjunction with the sale of tangible consumer goods or commodities such as uncrating, cleaning, assembling, delivery or installation, provided such services are in conjunction with a specific sale. For example, a delivery truck would qualify for the RT-ITC as it is used in conjunction with specific sales, but a company jet used by the president of the company for general or personal purposes would not. Similarly, equipment used by the payroll division of a company would not be used in a retailing operation or in a service rendered in conjunction with the sale of tangible consumer goods. The following activities are not considered retailing operations:

A) The construction, reconstruction, alteration, remodeling, or improvement of real estate;

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B) the operation of a hotel or motel or other institution providing only lodging facilities;

C) other service professions which do not involve the transfer of tangible personal property other than as an incident to the service performed. For guidance in distinguishing service professions from retailing professions, the Department will rely on rules promulgated under the Service Occupation Tax Act at 86 Ill. Adm. Code 140.101 et seq.;

D) farming operations related to crop and livestock production do not constitute retailing. However, the marketing of such products would constitute a retailing operation and otherwise qualifying property used in marketing farm produce would qualify for the RT-ITC.

11) New or used. The term "new or used" shall have the meaning ordinarily attributed to it in the vernacular. Qualifying property can be new or used; however, used property does not qualify if it was previously used in Illinois in such a manner and by such a person as would qualify for the RT-ITC or the Enterprise Zone Investment Tax Credit provided by IITA Section 201(f).

A) Example: Corporation A purchases a used pickup truck, for use in its manufacturing business in Illinois, from an Illinois resident who used the truck for personal purposes in Illinois. If the truck meets all the other requirements for the investment credit, it will not be disqualified, merely because it was previously used in Illinois for a purpose which did not qualify for either credit aforementioned. However, had Corporation A purchased the used truck from an Illinois taxpayer in whose hands the truck qualified for either credit, the truck would not be qualified property to Corporation A, even though the party from whom the truck was acquired had never received an investment credit for it.

B) Property which would otherwise qualify for the RT-ITC will not be disqualified because it was previously used in such a manner and by such a person as would have qualified for the RT-ITC or the Enterprise Zone Investment Tax Credit provided by IITA Section 201(e) and 201(f) before the time such Sections came into effect.

Example: In August of 1983, Corporation A purchased a drill press for use in its manufacturing operation

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in an Illinois Enterprise Zone from Corporation B. Corporation B originally placed the drill press into service in its Illinois manufacturing operation in January of 1980, before IITA Section 201(e) or 201(f) came into effect. Even though Corporation B would have qualified for the RT-ITC had there been a credit in 1980, this will not disqualify Corporation A from claiming the RT-ITC for this property under IITA Section 201(e) in 1983, provided the property is otherwise qualified. However, should Corporation A sell the property to Corporation C for use in its Illinois manufacturing operation, the property would not qualify for either the IITA Section 201(e) or 201(f) investment credit. This is because the property was used in such a manner and by such a person as would have qualified for the investment credit under Section 201(e) or 201(f) at a time when at least one of the credits was in effect. The fact that the Section 201(e) credit was not yet effective when Corporation A placed the property in service will not cause the property to qualify for the Section 201(f) credit in the hands of Corporation C because IITA Section 201(e) specifically provides that the property is disqualified if it previously qualified under either IITA Section 201(e) or 201(f).

12) Placed in service. The term "placed in service" has the same meaning as under IRC Section 46. Property will be considered to have been placed in service in the same taxable year in which it is taken into account in determining the federal investment tax credit. See I.R.S. Regulation Section 1.46-3(d).

A) Even though property is placed in service in the same taxable year in which it is taken into account in determining the federal investment tax credit, only property placed in service in Illinois after June 30, 1984, and before January 1, 1990, can qualify for consideration in determining the RT-ITC. Qualifying property shall be considered placed in service in Illinois on the date on which the property is placed in a condition or state of readiness and availability for a specifically assigned function. See I.R.S. Regulation Section 1.46-3(d)(2).

B) Property which is disposed of or moved out of Illinois or which ceases to qualify for any other reason during the same taxable year it was placed in service in Illinois, will not be considered in computing the RT-ITC for the taxable year.

13) Base employment in Illinois. For purposes of calculating the additional RT-ITC, the term "base employment in Illinois" is defined as the average monthly total of individuals employed in Illinois by a taxpayer during the taxable year.

A) To calculate base employment for a particular taxable year, the taxpayer need only total the number of individuals he employed in Illinois during each month of the taxable year as reported to the Illinois Department of Employment Security on Line 1 of Form UC-3/40 and divide this total by the number of months in the taxable year.

B) Example of the Additional RT-ITC Computation. During the calendar year 1985, Corporation A reported 500 employees each month on Line 1 of Form UC-3/40. Therefore, Corporation A's base employment in Illinois for 1985 was 500. $(500 \times 12) \div 12 = 500$. In 1986, Corporation A reported 500 employees for each of the first six months, and 505 employees for each of the remaining months of the taxable year. Therefore, Corporation A's base employment for 1986 was 502.5. $(500 \times 6) + (505 \times 6) \div 12 = 502.5$. Corporation A's percentage of increase in 1986 base employment over 1985 base employment is .5%. This figure is computed by subtracting the 1985 base employment from the 1986 base employment and dividing the remainder by the 1985 base employment. $(502.5 - 500) \div 500 = .005$ or .5%. Corporation A will be allowed an additional RT-ITC for 1986 of .25% (one-half of the percentage of increase) times the adjusted basis of qualified property placed in service in Illinois during the taxable year and on or after July 1, 1986.

f) Apportioning cost when a building is used for both qualifying and non-qualifying operation. To qualify for the RT-ITC, property must be used exclusively in one of the qualified operations, such as manufacturing, but the taxpayer need not be exclusively engaged in such operation. Therefore, situations may arise where a building or structure is used to house both qualifying and non-qualifying operations. In such cases, the portion of the cost associated with that part of the building used exclusively in manufacturing operations would qualify for the credit, but not that part of the building, or any part of a separate building, used for non-qualified operations. The cost of the building can be apportioned by multiplying the cost of the building by a fraction, the numerator of which is total square footage devoted to qualifying operations and the denominator of which is total square footage.

g) Recapture. If, within 48 months after being placed in service, any

property ceases to be qualified property in the hands of the taxpayer or the situs of any qualified property is moved outside of Illinois for other than a temporary or transitory purpose, then the RT for the taxable year in which such event occurred will be increased.

1) Any property disposed of by the taxpayer within 48 months of being placed in service ceases to qualify. Also, any property converted to personal use ceases to qualify. Any property used in other than manufacturing, retailing, coal mining or fluoroite mining ceases to qualify.

2) A taxpayer disposes of property when he sells the property, exchanges or trades in worn-out property for new property, abandons the property or retires it from use. Property destroyed by casualty, stolen, or transferred as a gift is treated as having been disposed of. Property which is mortgaged or used as security for a loan does not cease to qualify provided the taxpayer continues to use the property in its business within Illinois. Property transferred to a trustee in bankruptcy (who does not continue the taxpayer's business) in order to liquidate the assets and make distributions to the creditors, is considered disposed of in the year the property is transferred to the trustee. A transfer of property by foreclosure is treated as a disposition.

3) The reduction of the basis of qualified property resulting from the redetermination of the purchase price is a disposition of qualified property to the extent of such reduction in the taxable year the reduction takes place. This occurs, for example, when property is purchased and placed in service in one year, and in a later year the taxpayer receives a refund of part of the original purchase price. See I.R.S. Regulation Section 1.47-2(c).

4) In order to determine the amount by which the RT must be increased in the taxable year in which the property ceased to qualify or was moved outside of Illinois, the taxpayer must recompute the RT-ITC for the taxable year in which the property was placed in service by eliminating from his calculations any such property. This recomputed RT-ITC is subtracted from the amount of credit actually used in the year in which the disqualified property was placed in service. The difference between the recomputed RT-ITC and the credit actually used is added to the RT for the year in which the property ceased to qualify or was moved outside of Illinois. If the recomputed credit is greater than the credit actually used in the year the property was placed in service, no addition to the current taxable year's RT is required.

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Example: In 1985, Corporation A places qualifying property with a basis of \$55,000.00 into service in Illinois and computes an RT-ITC investment credit for the year of \$275.00 (\$55,000.00 x .5%). Corporation A's 1985 RT is \$275.00. After application of the RT-ITC, Corporation A has no remaining RT liability. In the following year, Corporation A moved a qualifying asset having a basis in 1985 of \$5,000.00 from Illinois to Missouri and is therefore required to recapture a portion of the RT-ITC applied against its 1985 RT liability. The RT-ITC applied against its RT must be recaptured because the property was moved outside of Illinois and thus no longer continues to qualify for this credit. In order to determine its additional RT for 1986, Corporation A must recompute its 1985 RT-ITC by eliminating the disqualified property (\$55,000.00 - \$5,000.00 x .5% = \$250.00). This recomputed credit is subtracted from the RT-ITC actually used in 1985 against the RT (\$275.00 - \$250.00 = \$25.00) and the difference is added to Corporation A's 1986 RT.

- h) Reporting. The basic and additional RT-ITC amounts are both reported on Form IL-477, while recapture is computed on Schedule 4255.

(Source: Amended at Ill. Reg. _____, effective _____)

Section 100.2901 Enterprise Zone Investment Tax Credit

- a) Scope of this Section. Hereinafter, unless specifically provided otherwise, all references in this Section to "the credit" shall mean the credit against the income tax (herein "IT") provided by IITA Section 201(f) (herein "EZ-ITC").
- b) Amount of credit. Persons subject to the IT imposed by IITA Section 201(a) and (b) (i.e., individuals, corporations, trusts and estates) are allowed a credit against such tax in the amount of .5% of the basis of qualified property placed in service in an Enterprise Zone during the taxable year. Furthermore, pursuant to P.A. 84-166 and P.A. 84-940, and effective August 16, 1985, this subsection was amended to allow the EZ-ITC to pass through to partners and shareholders of partnerships and S corporations, respectively, according to their distributive shares of income.
- c) Effective date. For tax years ending on or after December 31, 1985, the EZ-ITC shall be allowed for the tax year in which the property is placed in service. In order to claim the EZ-ITC, the taxpayer must place the property in service in an Illinois Enterprise Zone on or after July 1, 1983, but not before the Enterprise Zone certification date.

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- d) Carryover provisions. The EZ-ITC may not reduce a taxpayer's IT liability for the taxable year below zero. For tax years ending on or after December 31, 1985, any excess EZ-ITC can be carried forward to the five (5) taxable years following the excess credit year. Any excess credit carried forward shall be applied to the earliest year for which there is a liability. If there is credit from more than one tax year that is available to offset a liability, the credit accruing first in time shall be applied first.

- e) Definitions. Important terms pertaining to the EZ-ITC are defined as follows:

- 1) Basis. The "basis" of qualified property for purposes of the EZ-ITC is the property's basis used to compute the depreciation deduction for federal income tax purposes.

- A) In computing the amount of EZ-ITC available for a taxable year, the proper investment credit rate will be applied to the total basis of all qualified property placed in service in an Illinois Enterprise Zone during the taxable year, provided the property continues to qualify on the last day of the taxable year.

- B) If the basis of the property for federal income tax depreciation purposes is increased after it has been placed in service in the Enterprise Zone by the taxpayer, the amount of such increase shall be deemed placed in service on the date of such increase in basis.

- C) Property which has been fully expensed under IRC Section 179 has no federal depreciable basis with which to compute the EZ-ITC. Property not fully expensed under IRC Section 179 can still qualify for the credit, however.

- 2) Qualified property. The term "qualified property" is defined to mean property which:

- A) Is tangible, whether new or used, including buildings and structural components of buildings;

- B) Is depreciable pursuant to IRC Section 167, except that "3-year property" as defined by IRC Section 168(c)(2)(A) is not eligible for this credit;

- C) Is acquired by purchase, as defined by IRC Section 179(d);

- D) Is used by the taxpayer in an Illinois Enterprise Zone;

E) has not previously been used in Illinois in such manner and by such person as would qualify for this credit or the RT-ITC provided by IITA Section 201(e).

3) Tangible property. The term "tangible property" generally means any object or thing which itself is physically capable of being touched and seen and over which a person may exert one or more rights of ownership. Tangible property can consist of personality or realty and includes, but is not limited to, buildings, component parts of buildings, machinery, equipment, and vehicles. Furthermore, pursuant to Illinois case law, the Department recognizes that natural gas constitutes tangible personal property. See, e.g., *Keystone Consolidated v. Allphin*, 45 Ill. App.3d 714 (1977). By contrast, electricity is not tangible personal property. See, e.g., *Farland Coal v. Halpin*, 10 Ill.2d 507 (1957). Certain property, though tangible in nature, does not qualify as investment credit property because it is not depreciable.

4) Depreciable. The term "depreciable" has the same meaning as under IRC Section 167. That Section provides that depreciable property is property used in the taxpayer's trade or business or held for the production of income which is subject to wear and tear, exhaustion, or obsolescence. Property which is depreciated under the Accelerated Cost Recovery System (ACRS) as provided by IRC Section 168, is considered depreciable pursuant to IRC Section 167 for purposes of the EZ-ITC. Examples of tangible property which are not depreciable are land, inventories or stock-in-trade, natural resources, and coin or currency. The provision of I.R.S. Regulation Section 1.167(a)-4 shall govern in determining whether leasehold improvements are depreciable.

5) Acquired by purchase. The term "acquired by purchase" has the same meaning as under IRC Section 179(d) which defines purchase as any acquisition of property except: an acquisition from a person whose relationship to the acquiring person is such that a resulting loss would be disallowed under IRC Section 267 or 707(b); an acquisition by one component member of a controlled group from another component member of the group; an acquisition of property, if the basis of the property in the hands of the person acquiring it is determined in whole or in part by its adjusted basis in the hands of the person from whom the property was acquired; or an acquisition of property, the basis of which is determined under IRC Section 1014(a). For purposes of determining whether property is acquired by purchase as defined by IRC Section 179(d), the family of an individual includes only his spouse, ancestor and lineal descendants.

Also, for these purposes only, a controlled group has the same meaning as in IRC Section 1563(a), except stock ownership of only 50% or more is required. See I.R.S. Regulation Section 1.179-3(e). Property which the taxpayer constructs, reconstructs or erects itself is generally considered acquired by purchase.

6) Used in an Illinois Enterprise Zone. The term "used in an Illinois Enterprise Zone" means that the property with regards to which the EZ-ITC is being claimed is physically located within the boundaries of an Illinois Enterprise Zone as certified by the Illinois Department of Commerce and Community Affairs, from the time it is placed in service, while it is being utilized in the business operation of the taxpayer claiming the credit. Unlike the RT-ITC, which restricts the use of property to specific activities which do not include leasing (e.g., manufacturing, retailing, or mining coal or fluoreite), the EZ-ITC restricts the geographic use of property. Therefore, a lessor may claim the EZ-ITC with regards to otherwise qualified property if that property is physically located in an Illinois Enterprise Zone from the time it is placed in service and all other conditions are met. The lessee could not claim the credit, however, because the property would not have been "acquired by purchase" (see above). Mobile property, such as vehicles, must be used predominantly in an Illinois Enterprise Zone for purposes of the IITA Section 201(f) credit; removal of such property from the Enterprise Zone for a temporary and transitory purpose will not disqualify the property so long as it continues to be used predominantly in the Illinois Enterprise Zone operation of the taxpayer. For purposes of this Section, mobile property is considered to be predominantly used in an Illinois Enterprise Zone if usage in the Enterprise Zone exceeds usage outside of the Enterprise Zone.

Example: A retailer sometimes uses its trucks based in an Illinois Enterprise Zone to deliver goods both in the Enterprise Zone and to buyers located outside of the Enterprise Zone. Such temporary absence of its trucks from the Enterprise Zone does not disqualify them.

7) New or used. The term "new or used" shall have the meaning ordinarily attributed to it in the vernacular. Qualifying property can be new or used; however, used property does not qualify if it was previously used in Illinois in such a manner and by such a person as would qualify for the EZ-ITC or the RT-ITC.

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A) Example: Corporation A purchases a used pickup truck, for use in its manufacturing business in Illinois, from an Illinois resident who used the truck for personal purposes in Illinois. If the truck meets all the other requirements for the investment credit, it will not be disqualified merely because it was previously used in Illinois for a purpose which did not qualify for either credit. However, had Corporation A purchased the used truck from an Illinois taxpayer in whose hands the truck qualified for either credit, the truck would not be qualified property to Corporation A, even though the party from whom the truck was acquired had never received an investment credit for it.

B) Property which would otherwise qualify for the EZ-ITC will not be disqualified because it was previously used in such a manner and by such a person as would have qualified for the RT-ITC or the EZ-ITC provided by IITA Section 201(e) and 201(f) before the time such Sections came into effect.

Example: In August of 1983, Corporation A purchased a drill press for use in its manufacturing operation in an Illinois Enterprise Zone from Corporation B. Corporation B originally placed the drill press into service in its Illinois manufacturing operation in January of 1980, before IITA Section 201(e) or 201(f) came into effect. Even though Corporation B would have qualified for the Illinois investment credit had there been a credit in 1980, this will not disqualify Corporation A from claiming a credit for this property under IITA Section 201(e) in 1983, provided the property is otherwise qualified. However, should Corporation A sell the property to Corporation C for use in its Illinois manufacturing operation, the property would not qualify for either the IITA Section 201(e) or 201(f) investment credit, even though it would otherwise qualify. This is because the property was used in such a manner and by such a person as would have qualified for the investment credit under Section 201(e) or 201(f) at a time when at least one of the credits was in effect. The fact that the Section 201(e) credit was not yet effective when Corporation A placed the property in service will not cause the property to qualify for the Section 201(f) credit in the hands of Corporation C because IITA Section 201(e) specifically provides that the property is disqualified if it previously

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qualified under either IITA Section 201(e) or 201(f).

8) Placed in service. The term "placed in service" has the same meaning as under IRC Section 46. Property will be considered to have been placed in service in the same taxable year in which it is taken into account in determining the federal investment tax credit. See I.R.S. Regulation Section 1.46-3(d).

A) Even though property is placed in service in the same taxable year in which it is taken into account in determining the federal investment tax credit, only property placed in service after June 30, 1983, and after the date of certification of the Enterprise Zone can qualify for the IITA Section 201(f) credit. Qualifying property shall be considered placed in service in an Illinois Enterprise Zone on the date on which the property is placed in a condition or state of readiness and availability for a specifically assigned function. See I.R.S. Regulation Section 1.46-3(d)(2).

B) Property which is disposed of, moved out of the Enterprise Zone, or which ceases to qualify for any other reason during the same taxable year it was placed in service in an Illinois Enterprise Zone, will not be considered in computing the EZ-ITC for the taxable year.

f) Recapture. If, within 48 months after being placed in service, any property ceases to be qualified property in the hands of the taxpayer or the situs of any qualified property is moved outside of the Enterprise Zone, for other than a temporary or transitory purpose, then the IT for the taxable year in which such event occurred will be increased.

1) Any property disposed of by the taxpayer within 48 months of being placed in service ceases to qualify. Also, any property converted to personal use ceases to qualify.

2) A taxpayer disposes of property when he sells the property, exchanges or trades in worn-out property for new property, abandons the property or retires it from use. Property destroyed by casualty, stolen, or transferred as a gift is treated as having been disposed of. Property which is mortgaged or used as security for a loan does not cease to qualify. Provided the taxpayer continues to use the property in its business within an Illinois Enterprise Zone. Property transferred to a trustee in bankruptcy (who does not continue the taxpayer's business) in order to liquidate the assets and make distributions to the creditors, is considered disposed of in

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the year the property is transferred to the trustee. A transfer of property by foreclosure is treated as a disposition.

- 3) The reduction of the basis of qualified property resulting from the redetermination of the purchase price is a disposition of qualified property to the extent of such reduction in the taxable year the reduction takes place. This occurs, for example, when property is purchased and placed in service in one year, and in a later year the taxpayer receives a refund of part of the original purchase price. See I.R.S. Regulation Section 1.47-2(c).

- 4) In order to determine the amount by which the IT must be increased in the taxable year in which the property ceased to qualify or was moved outside of the Enterprise Zone, the taxpayer must recompute the EZ-ITC for the taxable year in which the property was placed in service by eliminating from his calculations any such property. This recomputed EZ-ITC is subtracted from the amount of credit actually used in the year in which the disqualified property was placed in service. The difference between the recomputed EZ-ITC and the credit actually used is added to the IT for the year in which the property ceased to qualify or was moved outside of the Enterprise Zone. If the recomputed credit is greater than the credit actually used in the year the property was placed in service, no addition to the current taxable year's IT is required.

Example: In 1985, Corporation A places qualifying property with a basis of \$55,000.00 into service in an Enterprise Zone located in Illinois and computes a Section 201(e) RT-ITC for the year of \$275.00 (\$55,000.00 x .5%) and a Section 201(f) EZ-ITC of \$275.00 (\$55,000.00 x .5%). Corporation A's 1985 RT is \$260.00 and its IT liability for the year is \$420.00. After application of the Section 201(e) RT-ITC and the Section 201(f) EZ-ITC, Corporation A has no remaining RT liability and its remaining IT liability is \$145.00. In the following year, Corporation A moved a qualifying asset having a basis in 1985 of \$5,000.00 from the Enterprise Zone to another location in Illinois and is therefore required to recapture a portion of the Section 201(f) EZ-ITC applied against its 1985 IT liability. The section 201(e) applied against its RT would be unaffected because the property was not moved outside of Illinois and thus continued to qualify for this credit. In order to determine its additional IT for 1986, Corporation A must recompute its 1985 Section 201(f) EZ-ITC by eliminating the disqualified property (\$55,000.00 - \$5,000.00 x .5% = \$250.00). This recomputed credit is subtracted from the EZ-ITC actually used in 1985

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against the IT (\$260.00 - \$250.00 = \$10.00) and the difference is added to Corporation A's 1986 IT after application of the 1986 investment credit.

- g) Reporting. The EZ-ITC is reported on Schedules 1299 A, C, or D, while recapture is computed on Schedule 4255.

(Source: Added at Ill. Reg. _____, effective _____)

Section 100.2902 High Impact Business Investment Tax Credit for Qualified Property Placed in Service in a Federally Designated Foreign Trade Zone or Sub-Zone

- a) Scope of this Section. Hereinafter, unless specifically provided otherwise, all references in this Section to "the credit" shall mean the credit against the income tax (herein "IT") provided by IITA Section 201(h) (herein "HIB-ITC").

- b) Amount of credit. Persons subject to the IT imposed by IITA Section 201(a) and (b) (i.e., individuals, corporations, trusts, and estates) are allowed a credit against such tax in the amount of .5% of the basis of qualified property placed in service in a federally designated Foreign Trade Zone or Sub-Zone, by the Illinois Department of Commerce and Community Affairs (herein "DCCA") designated High Impact Business located in Illinois, during the taxable year.

- c) Effective date. In order to claim the HIB-ITC, the taxpayer, viz., a DCCA designated High Impact Business, must place the property in service in a federally designated Foreign Trade Zone or Sub-Zone on or after January 1, 1986. The Foreign Trade Zone or Sub-Zone requirement was eliminated by P.A. 85-1182, effective January 1, 1989. As a result, for taxable years ending on or after that date, qualified property need only be placed in service by a designated High Impact Business located in Illinois in order to qualify for the HIB-ITC.

- d) Carryover provisions. The HIB-ITC may not reduce a taxpayer's IT liability for the taxable year below zero. For tax years ending on or after December 31, 1987, any excess HIB-ITC can be carried forward to the five taxable years following the excess credit year. Any excess credit carried forward shall be applied to the earliest year for which there is a liability. If there is credit from more than one tax year that is available to offset a liability, the credit occurring first in time shall be applied first.

- e) Definitions. Important terms pertaining to the HIB-ITC are defined as follows:

1) Basis. The "basis" of qualified property for purposes of the HIB-ITC is the property's basis used to compute the depreciation deduction for federal income tax purposes.

A) In computing the amount of HIB-ITC available for a taxable year, the proper investment credit rate will be applied to the total basis of all qualified property placed in service in a federally designated Foreign Trade Zone or Sub-Zone by a DCCA designated High Impact Business located in Illinois during the taxable year, provided the property continues to qualify on the last day of the taxable year.

B) If the basis of the property for federal income tax depreciation purposes is increased after it has been placed in service in a federally designated Foreign Trade Zone or Sub-Zone by the taxpayer, the amount of such increase shall be deemed property placed in service on the date of such increase in basis.

C) Property which has been fully expensed under IRC Section 179 has no federal depreciable basis with which to compute the HIB-ITC. Property not fully expensed under IRC Section 179 can still qualify for the credit, however.

2) Qualified property. The term "qualified property" is defined to mean property which:

A) Is tangible whether new or used, including buildings and structural components of buildings;

B) Is depreciable pursuant to IRC Section 167, except that "3-year property" as defined by IRC Section 168(c)(2)(A) is not eligible for this credit;

C) Is acquired by purchase as defined by IRC Section 179(d);

D) Is not eligible for the Enterprise Zone Investment Credit provided by IITA Section 201(f).

3) Tangible property. The term "tangible property" generally means any object or thing which itself is physically capable of being touched and seen, and over which a person may exert one or more rights of ownership. Tangible property can consist of personality or realty and includes, but is not limited to, buildings, component parts of buildings, machinery, equipment, and vehicles. Furthermore, pursuant to Illinois case law, the Department recognizes that natural gas constitutes tangible personal property. See, e.g., *Keystone Consolidated v.*

Allphin, 45 Ill. App.3d 714 (1977). By contrast, electricity is not tangible personal property. See, e.g., *Farrand Coal v. Halpin*, 10 Ill.2d 507 (1957). Certain property, though tangible in nature, does not qualify as investment credit property because it is not depreciable.

4) Depreciable. The term "depreciable" has the same meaning as under IRC Section 167. That section provides that depreciable property is property used in the taxpayer's trade or business or held for the production of income which is subject to wear and tear, exhaustion, or obsolescence. Property which is depreciated under the Accelerated Cost Recovery System (ACRS) as provided by IRC Section 168 is considered depreciable pursuant to IRC Section 167 for purposes of the HIB-ITC. Examples of tangible property which are not depreciable are land, inventories or stock-in-trade, natural resources, and coin or currency. The provisions of I.R.S. Regulation Section 1.167(a)-4 shall govern in determining whether leasehold improvements are depreciable.

5) Acquired by purchase. The term "acquired by purchase" has the same meaning as under IRC Section 179(d) which defines purchase as any acquisition of property except: An acquisition from a person whose relationship to the acquiring person is such that a resulting loss would be disallowed under IRC Section 267 or 707(b); an acquisition by one component member of a controlled group from another component member of the group; an acquisition of property, if the basis of the property in the hands of the person acquiring it is determined in whole or in part by its adjusted basis in the hands of the person from whom the property was acquired; or an acquisition of property, the basis of which is determined under IRC Section 1014(a). For purposes of determining whether property is acquired by purchase as defined by IRC Section 179(d), the family of an individual includes only his spouse, ancestors and lineal descendants. Also, for these purposes only, a controlled group has the same meaning as in IRC Section 1563(a) of the Internal Revenue Code, except stock ownership of only 50% or more is required. See I.R.S. Regulation Section 1.179-3(e). Property which the taxpayer constructs, reconstructs or erects itself is generally considered acquired by purchase.

6) In a Foreign Trade Zone or Sub-Zone. For taxable years ending prior to January 1, 1989, the term "used in a Foreign Trade Zone or Sub-Zone" means that the property with regards to which the HIB-ITC is being claimed is physically located within the boundaries of a federally designated Foreign Trade Zone or Sub-Zone located in Illinois from the time it is placed in

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service. Unlike the RT-ITC, which restricts the use of property to specific activities which do not include leasing (e.g., manufacturing, retailing, or mining coal or fluorite), the HIB-ITC restricts the geographic use of property. Therefore, a DCCA designated High Impact Business lessor located in Illinois may claim the HIB-ITC with regards to qualified property if the property is physically located in a proper zone from the time it is placed in service and all other conditions are met. Mobile property such as vehicles must be used predominantly in the Foreign Trade Zone or Sub-Zone for purposes of the HIB-ITC; removal of such property from the Foreign Trade Zone or Sub-Zone for a temporary and transitory purpose will not disqualify the property so long as it continues to be used predominantly in the Foreign Trade Zone or Sub-Zone operation of the taxpayer. For purposes of this Section, mobile property is considered to be predominantly used in a Foreign Trade Zone or Sub-Zone if usage in the Foreign Trade Zone or Sub-Zone exceeds usage outside of the Foreign Trade Zone or Sub-Zone.

Example: A retailer sometimes uses its trucks based in a Foreign Trade Zone or Sub-Zone located in Illinois to deliver goods both in Illinois and to buyers located outside of the Foreign Trade Zone or Sub-Zone. Such temporary absence of its truck from the Foreign Trade Zone or Sub-Zone does not disqualify them.

7) New or used. The term "new or used" shall have the meaning ordinarily attributed to it in the vernacular. Qualifying property can be new or used as long as it is not also eligible for the EZ-ITC.

f) Recapture. If, within 48 months after being placed in service, any property ceases to be qualified property in the hands of the taxpayer or the situs of any qualified property is moved outside of Illinois for other than a temporary or transitory purpose, then the IT for the taxable year in which such event occurred will be increased.

1) Any property disposed of by the taxpayer within 48 months of being placed in service ceases to qualify. Also, any property converted to personal use ceases to qualify.

2) A taxpayer disposes of property when he sells the property, exchanges or trades in worn-out property for new property, abandons the property or retires it from use. Property destroyed by casualty, stolen, or transferred as a gift is treated as having been disposed of. Property which is mortgaged or used as security for a loan does not cease to qualify

provided the taxpayer continues to use the property in its business within Illinois. Property transferred to a trustee in bankruptcy (who does not continue the taxpayer's business) in order to liquidate the assets and make distributions to the creditors, is considered disposed of in the year the property is transferred to the trustee. A transfer of property by foreclosure is treated as a disposition.

3) The reduction of the basis of qualified property resulting from the redetermination of the purchase price is a disposition of qualified property to the extent of such reduction in the taxable year the reduction takes place. This occurs, for example, when property is purchased and placed in service in one year, and in a later year the taxpayer receives a refund of part of the original purchase price. See I.R.S. Regulation Section 1.47-2(c).

4) In order to determine the amount by which the IT must be increased in the taxable year in which the property ceased to qualify or was moved outside of Illinois, the taxpayer must recompute the HIB-ITC for the taxable year in which the property was placed in service by eliminating from his calculations any such property. This recomputed HIB-ITC is subtracted from the amount of HIB-ITC actually used in the year in which the disqualified property was placed in service. The difference between the recomputed HIB-ITC and the HIB-ITC actually used is added to the IT for the year in which the property ceased to qualify or was moved outside of Illinois. If the recomputed HIB-ITC is greater than the HIB-ITC actually used in the year the property was placed in service, no addition to the current taxable year's IT is required.

Example: In 1986, Corporation A places qualifying property with a basis of \$55,000.00 into service in a federally designated Foreign Trade Zone or Sub-Zone located in Illinois and computes a HIB-ITC investment credit for the year of \$275.00 (\$55,000.00 x .5%). Corporation A's 1986 IT is \$275.00. After application of the HIB-ITC, Corporation A has no remaining IT liability. In the following year, Corporation A moved a qualifying asset having a basis in 1986 of \$5,000.00 from Illinois to Missouri and is therefore required to recapture a portion of the HIB-ITC applied against its 1986 IT liability. The HIB-ITC applied against Corporation A's IT must be recaptured because the property was moved outside of Illinois and thus no longer continues to qualify for this credit. In order to determine its additional IT for 1987, Corporation A must recompute its 1986 HIB-ITC by

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eliminating the disqualified property (\$55,000.00 - \$5,000.00 x .5% = \$250.00). This recomputed credit is subtracted from the HIB-ITC actually used in 1986 against the IT (\$275.00 - \$250.00 = \$25.00) and the difference is added to Corporation A's 1987 IT.

g) Reporting. The HIB-ITC is reported on Schedules 1299 A, C, or D, while recapture is reported on Schedule 4255.

(Source: Added at Ill. Reg. _____, effective _____)

Section 100.2903 Jobs Tax Credit for New Employees Hired to Work in an Illinois Enterprise Zone or a Federally Designated Foreign Trade Zone or Sub-Zone

a) Scope of this Section. Hereinafter, unless specifically provided otherwise, all references in this Section to "the credit" shall mean the credit against the income tax (herein "IT") provided by IITA Section 201(g) (herein "JTC").

b) Amount of credit. Persons subject to the IT imposed by IITA Section 201(a) and (b) (i.e., individuals, corporations, trusts, and estates) are allowed a credit against such tax in the amount of \$500.00 per eligible employee hired to work in an Illinois Enterprise Zone, or a federally designated Foreign Trade Zone or Sub-Zone located in Illinois, during the taxable year, provided that, in order to qualify for this credit:

- 1) The taxpayer must hire five or more eligible employees to work in an Illinois Enterprise Zone or federally designated Foreign Trade Zone or Sub-Zone during the taxable year;
- 2) the taxpayer's total employment within the Illinois Enterprise Zone or federally designated Foreign Trade Zone or Sub-Zone must increase by five or more full-time employees beyond the total employed in that zone at the end of the previous tax year for which a JTC was taken, or beyond the total employed by the taxpayer as of December 31, 1985, whichever is later, and
- 3) the eligible employees must be employed 180 consecutive days in order to be deemed hired for purposes of this credit.

c) Effective date. In order to claim the JTC, the taxpayer must hire the eligible employees on or after January 1, 1986. For tax years ending on or after December 31, 1985, and prior to December 31, 1988, the credit shall be allowed for the tax year in which the

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eligible employees are hired. For tax years ending on or after December 31, 1988, the credit shall be allowed for the tax year immediately following the tax year in which the eligible employees are hired.

d) Carryover provisions. The JTC may not reduce a taxpayer's IT liability for the taxable year below zero. Any excess JTC can be carried forward to the five taxable years following the excess credit year. Any excess credit carried forward must be applied to the earliest year for which there is a liability. If there is a credit from more than one tax year that is available to offset a liability, the credit accruing first in time shall be applied first.

e) Eligible employee defined. An "eligible employee" means an employee who is:

- 1) Certified by the Illinois Department of Commerce and Community Affairs as "eligible for services" pursuant to regulations promulgated in accordance with Title II of the Job Training Partnership Act, Training Services for the Disadvantaged or Title III of the Job Training Partnership Act, Employment and Training Assistance for Dislocated Workers Program.
- 2) Hired after the Illinois Enterprise Zone or federally designated Foreign Trade Zone or Sub-Zone in Illinois was designated or the trade or business was located in that zone, whichever is later.
- 3) Employed in the Illinois Enterprise Zone or Foreign Trade Zone or Sub-Zone in Illinois. An employee is employed in an Illinois Enterprise Zone or federally designated Foreign Trade Zone or Sub-Zone in Illinois if his services are rendered there or it is the base of operations for the services performed.
- 4) A full-time employee working 30 or more hours per week.
- f) Recapture. There are presently no recapture provisions pertaining to the JTC.
- g) Reporting. The JTC is reported on Schedules 1299 C or D.

h) Example:

	1986	1987	1988
Base Year:	12/31/85	12/31/86	12/31/87
Total employment			

- b) Amount of credit. Persons subject to the IT imposed by IITA Section 201(a) and (b) (i.e., individuals, corporations, trusts, and estates) are allowed a credit against this tax in the amount of 1.6% of all amounts paid or accrued for employee training expenses which were deducted from gross income in the computation of taxable income.
- c) Effective date. Taxpayers may claim the TEC with respect to employee training expenses paid or accrued in tax years ending on or after December 31, 1986.
- d) Carryover provisions. The TEC may not reduce a taxpayer's IT liability for the taxable year below zero. Any excess TEC can be carried forward to the five taxable years following the excess credit year. Any excess credit carried forward must be applied to the earliest year for which there is a liability. If there is a credit from more than one tax year that is available to offset a liability, the credit accruing first in time shall be applied first.
- e) Definitions. Important terms pertaining to the TEC are defined as follows:

1) Training expense. A "training expense" is defined as an amount paid or accrued on behalf of all persons employed by the taxpayer in Illinois, or Illinois residents employed outside of Illinois by a taxpayer, for educational or vocational training in semi-technical or technical fields or semi-skilled or skilled fields, and which are deducted from gross income in the computation of taxable income. Only costs which are direct expenses will qualify for the TEC. With regards to facilities, expenses will qualify for the credit but "capitalized costs" will not. The training expenses may be incurred not only with respect to Illinois resident employees and Illinois residents employed outside of Illinois, but also with respect to non-residents employed in Illinois by the taxpayer.

Example: Following are examples of costs and the Department of Revenue's (DOR) position on whether they would qualify for the TEC:

Item	DOR Position
Wages of employee for time spent training others in an in-house training session.	Yes, but wages must be pro-rated based on the amount of time actually spent in conducting training.
Wages of employee for time	NO, this is an indirect

increase over previous year: 20 3 2/87 7 2/88

No. of dislocated workers hired (dated Hired): 3 2/86 3 11/86

Credit: NO YES NO

Reason: Because the dislocated workers hired 11/86 are not eligible employees until they are employed 180 days. They become eligible in 1987.

Amount of credit: 0 9x500 = \$4500 0

Base Year: 1989 1990

Total employment increase over previous year: 12/31/88 12/31/89

No. of dislocated workers hired (dated Hired): 30 -0-

Credit: YES

Reason: Total employment increase of 22 (30-8=22) over base year, 12/31/87. Seven eligible employees hired.

Amount of credit: 7x500 = \$3500

(Source: Added at Ill. Reg. _____, effective _____)

Section 100.2904 Employee Training Expense Credit

a) Scope of this Section. Hereinafter, unless specifically provided otherwise, all references in this Section to "the credit" shall mean the credit against the income tax (herein "IT") provided by IITA Section 201(j) (herein "TEC").

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spent as trainee in an in-house training session. expense.

Yes.

Wages of employee for time spent preparing for an in-house training session, as instructor.

No.

Wages of employee for time spent preparing for an in-house training, as trainee.

Yes.

Cost of material (i.e., slides, hand-outs, etc.) for an in-house session.

No (capital items).

Cost of training facility and equipment, or, in the alternative, depreciation of such capital items.

Yes.

Pro-rata rent of training facility.

Cost of registration (including allocable wages of employees performing the registration) with state, federal or industry authorities.

No, indirect expense.

Wages of employee for "down time" spent informally training self (i.e., mechanic with no machinery to work on, reading about new equipment coming in).

No, indirect expense.

Wages of employee for time spent reading up on current assignment (i.e., the mechanic reading about specifications of equipment never before encountered).

No, indirect expense.

Cost of meals provided to employee during an all-day training session.

No, indirect expense.

Cost of meal (breakfast

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or lunch) while a brief training session is given.

Tuition reimbursement.

Yes, provided that the tuition amounts are properly deductible in determining the employer's federal taxable income, and provided the tuition is for courses which offer training in semi-technical or technical fields or semi-skilled or skilled fields.

2) Semi-technical or technical fields or semi-skilled or skilled fields. The terms "semi-technical or technical fields or semi-skilled or skilled fields" shall have the meanings ordinarily attributed to them in the vernacular. DOR will accept as qualified any courses on subjects commonly and ordinarily recognized as falling within these categories. Thus, for example, a program designed to train employees in computer skills would constitute training in a "semi-technical or technical field" or a "semi-skilled or skilled field", while training in customer service, invoicing, or retailing, or tuition reimbursement for taking a college archery course, probably would not. In determining whether a course or program qualifies under one of these categories, DOR will be guided by the fact that the purpose of the TEC is to provide educational, technical and vocational training to enable individuals to perform the specialized tasks required by the new technologies of modern business and industry.

3) Employee. For purposes of this credit, the term "employee" shall mean an individual in the service of another under any contract of hire, express or implied, oral or written, where the employer has the power or right to control and direct the employee in the material details and means of how the work is to be performed and for which the individual receives compensation such as salary or wages. Sole proprietors, partners of partnerships, shareholders of corporations, beneficiaries of trusts or estates, or other individuals who own an interest in the employer, are not "employees" for purposes of this credit.

f) Example. An Illinois employer operates corporate offices and a manufacturing facility in Chicago, with a second manufacturing

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facility in St. Louis. The employer undertakes an expansion which precipitates the hiring of several new employees at both manufacturing facilities. The employer hires 10 Illinois residents, 5 Indiana residents and 5 Missouri residents, and begins conducting on-the-job training in each facility. A supervisor at each site spends half of each day for a week in training the new employees. The employer also hires a consultant to provide a two-day training seminar at each facility, for a total cost of \$2,000.00. Assuming that the training was in a semi-skilled field, the following applies in calculating the employer's training expense credit against the state income tax:

Two supervisors spend half of a week in training new employees:
\$700.00 (weekly salary x 1/2-time x 2 supervisors)
= \$ 700.00

Two training seminars conducted by consultant
= \$2,000.00

Total training costs
= \$2,700.00

Credit which may be applied to state income tax:
1.6% x \$2,700.00
= \$43.20

g) Recapture. There are presently no recapture provisions pertaining to the TEC.

h) Reporting. The TEC is reported on Schedules 1299 A, C, or D.

(Source: Added at Ill. Reg. _____, effective _____)

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NOTICE OF ADOPTED AMENDMENT

- 1) The Heading of the Part: Merit and Fitness
- 2) Code Citation: 80 Ill. Adm. Code 302
- 3) Section Number: 302.105
Adopted Action: New Section
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 127, par. 63b108b
- 5) Effective Date of Amendment(s): June 23, 1989
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Does this amendment contain incorporations by reference? No.
- 8) Date Filed in Agency's Principal Office: June 23, 1989
- 9) Notice of Proposal Published in Illinois Register:
June 24, 1988, 12 Ill. Reg. 10569
- 10) Has JCAR issued a Statement of Objections to these rules? No.
- 11) Differences between proposal and final version:
In subsection (a) the clause (i.e., changes which could add potentially disqualifying criteria for job applicants) was added.
Subsection (c) was added.
In response to the Administrative Code Division, the paragraphs under the section were labeled and indented.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will this amendment replace an emergency rule currently in effect? No.
- 14) Are there any amendments pending on this Part? Yes.

Section Numbers	Proposed Action	Ill. Reg. Citation
302.190	Amendment	13 Ill. Reg. 1639
302.200	Amendment	13 Ill. Reg. 1639
302.625	Amendment	13 Ill. Reg. 1639

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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- 15) Summary and Purpose of Amendment: A number of agencies are now using, or are considering the use of, pre-employment screening techniques such as drug testing or skill employment testing beyond those tests used by the Department of Central Management Services. Such screening is permissible as long as standards used by the agency are job related and consistent with the Personnel Code and these rules. However, since the Department is charged with the responsibility for administering the Code and preparing rules relating to selection of employees based on merit and fitness, it is important that the Department monitor and control any screening done by individual agencies. This rulemaking will require agencies to submit their programs to the Department for approval, thus enabling the Department to maintain necessary controls.

- 16) Information and questions regarding this adopted amendment shall be directed to:

Christine Flatt
Department of Central Management Services
503 Stratton Building
Springfield, Illinois 62706
217/782-6191

The full text of the Adopted Amendments begin on the next page.

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NOTICE OF ADOPTED AMENDMENT

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES
SUBTITLE B: PERSONNEL RULES, PAY PLANS, AND
POSITION CLASSIFICATIONS
CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

PART 302
MERIT AND FITNESS

SUBPART A: APPLICATION AND EXAMINATION

Section	
302.10	Examinations
302.20	Time, Place, Conduct, Cancellation, Postponement and Suspension of Examinations
302.30	Veterans Preference
302.40	Announcement of Examination
302.52	Notice to Eligibles
302.55	Grading Examinations
302.60	Retaking or Regrading Examinations
302.70	Application and Eligibility

SUBPART B: APPOINTMENT AND SELECTION

Section	
302.80	Eligible Lists
302.90	Appointments
302.91	Alternative Employment
302.100	Geographic Preference
302.105	Pre-Employment Screening
302.110	Appointment From Eligible List
302.120	Responsibilities of Eligibles
302.130	Removal of Names From Eligible Lists
302.140	Replacement of Names on Eligible List
302.150	Appointment and Status
302.160	Extension of Jurisdiction B

SUBPART C: TRAINEES

Section	
302.170	Programs
302.175	Appointments
302.180	Limitations on Trainee Appointments

SUBPART D: CONTINUOUS SERVICE

Section	
302.190	Definitions
302.200	Interruptions In Continuous Service
302.210	Deductions From Continuous Service

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302.215 Leave of Absence for Educational Purposes
 302.220 Veterans Continuous Service
 302.230 Peace or Job Corps Enrollees Continuous Service
 302.240 Accrual and Retention of Continuous Service During Certain Leaves
 302.250 Limitations on Continuous Service

SUBPART E: PERFORMANCE REVIEW

Section
 302.260 Performance Records
 302.270 Performance Evaluation Forms

SUBPART F: PROBATIONARY STATUS

Section
 302.300 Probationary Period
 302.310 Certified Status
 302.320 Status Change in Probationary Period

SUBPART G: PROMOTIONS

Section
 302.330 Eligibility for Promotion
 302.335 Limitations On Promotions
 302.340 Failure to Complete Probationary Period

SUBPART H: EMPLOYEE TRANSFERS

Section
 302.400 Transfer
 302.410 Intra-Agency Transfer
 302.420 Inter-Agency Transfer
 302.425 Merit System Transfer
 302.430 Geographical Transfer (Agency Directed)
 302.431 Geographical Transfer (Agency Directed) Procedures
 302.432 Notice To Employee
 302.433 Effective Date of Geographical Transfer (Agency Directed)
 302.435 Employee-Requested Geographical Transfer
 302.440 Rights of Transferred Employees
 302.445 Transfer of Duties
 302.450 Limitations on Transfers
 302.460 Employee Records

SUBPART I: DEMOTION

Section
 302.470 Demotion
 302.480 Notice to Employee
 302.490 Employee Obligations

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302.495 Salary and Other Benefits of Employee
 302.496 Appeal by Certified Employee
 302.497 Demotion of Other Employees
 302.498 Status of Demoted Employees

SUBPART J: VOLUNTARY REDUCTION AND LAYOFFS

Section
 302.500 Voluntary Reduction of Certified and Probationary Employees
 302.505 Limitations in Voluntary Reduction
 302.507 Definition of Layoff
 302.510 Temporary Layoff
 302.512 Use of Accrued Benefits During Temporary Layoff
 302.514 Notice of Temporary Layoff
 302.516 Return from Temporary Layoff
 302.518 Scheduling of Temporary Layoffs
 302.519 Deferral of Wages
 302.520 Indeterminate Layoff Procedure
 302.523 Voluntary Indeterminate Layoff
 302.525 Disapproval
 302.530 Order of Layoff
 302.540 Effective Date of Layoff
 302.550 Employee Opportunity to Seek Voluntary Reduction
 302.560 Order of Preference in Voluntary Reduction
 302.570 Reemployment Lists
 302.580 Employment From Reemployment List
 302.590 Removal of Names From Reemployment List
 302.595 Laid Off Probationary Employee
 302.596 Appeal by Employee
 302.597 Reinstatement from Layoff
 302.600 Resignation
 302.610 Reinstatement

SUBPART K: DISCHARGE AND DISCIPLINE

Section
 302.625 Definition of Certified Employee
 302.626 Progressive Corrective Discipline
 302.628 Prohibited Disciplinary Action
 302.630 Disciplinary Action Warning Notice
 302.640 Suspension Totalling Not More Than Thirty Days in any Twelve Month Period
 302.660 Suspension Totalling More than Thirty Days in any Twelve Month Period
 302.670 Approval of Director of Central Management Services
 302.680 Notice to Employee
 302.690 Employee Obligations
 302.700 Cause for Discharge
 302.705 Pre-Termination Hearing

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302.710 Suspension Pending Decision on Discharge
 302.720 Discharge of Certified Employee
 302.730 Notice to Employee
 302.750 Appeal by Employee
 302.780 Discharge of Probationary Employees
 302.781 Reinstatement from Suspension or Discharge
 302.785 Suspension or Discharge Resulting From Arrest or Criminal Indictment
 302.790 Prohibition of Discrimination

SUBPART L: TERM APPOINTMENTS

Section
 302.800 Definition of Terms
 302.810 Positions Subject to Term Appointments
 302.820 Appointment
 302.821 Effect of Loss of Federal Funding on Employees Excluded from Term Appointments
 302.822 Appointees Under Reason of Being Federally Funded (Repealed)
 302.823 No Promotion to Positions Covered by Term Appointments (Repealed)
 302.824 No Reallocation to Term Positions
 302.825 Reemployment Rights to Term Appointment
 302.830 Expiration of Term Appointment
 302.840 Renewal Procedures
 302.841 Renewal Procedures for Incumbents on the Effective Date of Section 8b18 of the Personnel Code (Repealed)
 302.842 Effective Date of Reappointment or Termination (Repealed)
 302.846 Change in Position Factors Affecting Term Appointment Exclusion
 302.850 Reconsideration Request
 302.860 Renewal Procedure for Incumbents Subject to Public Act 83-1369
 302.863 Renewal of Certified or Probationary Incumbents in Exempted Positions

AUTHORITY: Implementing and authorized by the Personnel Code (Ill. Rev. Stat. 1987, ch. 127, par. 63b101 et seq.)

SOURCE: Filed May 29, 1975; amended at 2 Ill. Reg. 33, p. 24, effective September 1, 1978; amended at 3 Ill. Reg. 1, p. 63, effective January 1, 1979; amended at 3 Ill. Reg. 22, p. 78, effective June 1, 1979; emergency amendment at 3 Ill. Reg. 48, p. 188, effective January 1, 1980, for a maximum of 150 days; emergency amendment at 4 Ill. Reg. 1, p. 76, effective January 1, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 11, p. 67, effective March 1, 1980; amended at 4 Ill. Reg. 15, p. 216, effective March 31, 1980; amended at 4 Ill. Reg. 22, p. 227, effective June 1, 1980; amended at 5 Ill. Reg. 8029, effective August 1, 1981; amended at 7 Ill. Reg. 654, effective January 5, 1983; codified at 7 Ill. Reg. 13198; amended at 8 Ill. Reg. 7788, effective May 23, 1984; emergency amendment at 9 Ill. Reg. 241, effective January 1, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 7907, effective May 15, 1985; amended at 10 Ill. Reg. 13940, effective September 1, 1986; amended at 12 Ill. Reg. 5634, effective March 15, 1988; emergency amendments at 12 Ill. Reg. 16214, effective September 23, 1988, for a maximum of 150 days;

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emergency expired February 20, 1989; amended at 13 Ill. Reg. 3722, effective March 13, 1989; amended at 13 Ill. Reg. 10820, effective June 23, 1989.

SUBPART B: APPOINTMENT AND SELECTION

Section 302.105 Pre-Employment Screening

a) Agencies may implement programs for pre-employment screening of persons who the Department has determined are eligible under this Part. Any program for pre-employment screening of eligibles, as well as the standards established by the appointing agency as a part of such screening, including but not limited to performance tests, mental ability tests, physical agility tests, job knowledge tests, assessment center evaluations, medical examinations, drug use tests, polygraph tests, personality inventory or other psychological tests, or any height/weight/age/sex requirement, shall be implemented only after review and approval by the Director. Any substantive changes to previously approved pre-employment screening programs or standards (i.e., changes which could add potentially disqualifying criteria for job applicants) must also be approved by the Director prior to implementation. Procedures for routine reference verification and pre-employment background checking shall not require prior approval of the Director.

b) If an agency is operating a program for pre-employment screening on the effective date of this Section, such program, as well as the standards, must be submitted to the Director for approval within sixty (60) days of the effective date of this Section.

c) In determining whether new or existing pre-employment screening programs or substantive changes to previously approved programs should be approved, factors the Director will consider include job relatedness, compliance with federal or state statutes and regulations, the needs of the requesting agency and consistency with the examination program provided in this Part.

(Source: Added at 13 Ill. Reg. 10820, effective June 23, 1989.)

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- 1) The Heading of the Part: State Administration of the Federal Low-Income Home Energy Assistance Block Grant Program
- 2) Code Citation: 47 Ill. Adm. Code 100
- 3) Section Numbers:
 100.70
 100.85
 100.90
 100.110
 100.120
Adopted Action:
 Amendment
 Amendment
 Amendment
 Amendment
- 4) Statutory Authority: Implementing Section 2605(b)(13) of the Low-Income Home Energy Assistance Act of 1981 (42 U.S.C. 8621 et seq.), as amended by P.L. 99-425, effective September 30, 1986) and Sections 46.38 and 46.41 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1987, ch. 127, pars. 46.38 and 46.41) and authorized by Section 46.20 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1987, ch. 127, par. 46.20).
- 5) Effective Date of Amendments: June 27, 1989
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Do these amendments contain incorporations by reference? No.
- 8) Date Filed in Agency's Principal Office: June 21, 1989.
- 9) Notice of Proposal Published in Illinois Register: February 17, 1989, 13 Ill. Reg. 1930.
- 10) Has JCAR issued a Statement of Objections to these amendments? No.
- 11) Differences between proposal and final version:

Section 100.85(b)

In the third line, inserted "the request is" after "If".

Section 100.110(b)(2)

In the eighth line, inserted "a" before "major blizzard".

In the sixteenth line, inserted "(as previously described)" after "energy related emergencies".

In the next to the last line, "verified with the utility" has replaced "assured".

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- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will these amendments replace an emergency amendment currently in effect? No.
- 14) Are there any amendments pending on this Part? Yes.
- Section Number: 100.110
Proposed Action: Amendment
Illinois Register Citation: April 7, 1989
 13 Ill. Reg. 4358
- 15) Summary and Purpose of Amendments: The amendment to Section 100.70 serves to delete subsection (b)(2) and its requirement that certain grantees submit an agency-wide Statement of Revenues and Expenditures and a Balance Sheet. Section 100.85(c)(6)(B) has been amended to provide a reference to Section 12 of the Illinois Administrative Procedure Act. The addition of this reference was agreed to during the prehearing with the Joint Committee on Administrative Rules (JCAR) on the original rulemaking for the Section, but was inadvertently left out when adopted. Several changes have also been made to Section 100.85 to clarify existing language. Amended language in Section 100.90 states that complaints filed by LAAs or other Recipients will be handled according to procedures specified in the department's "Review and Appeal Procedures" (47 Ill. Adm. Code 10) while complaints by applicants for energy assistance must follow procedures specified in Section 100.85 of this Part. Sections 100.110 and 100.120 have been amended to fulfill an agreement with JCAR to include policies governing emergency services payments.

The department's conversion from WANG to IBM word processing equipment no longer allows for italic print. Therefore, a note has been inserted immediately after the main source note to specify that capitalization will be used to designate statutory language. Portions of the language found in Section 100.120 are now printed in upper case.

- 16) Information and questions regarding these adopted amendments shall be directed to:

Mr. Dennis R. Whetstone, Deputy Director
 Department of Commerce and Community Affairs
 Bureau of Program Administration
 620 East Adams Street, 5th floor
 Springfield, Illinois 62701
 (217) 782-6136

The full text of the Adopted Amendments begins on the next page:

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TITLE 47: HOUSING AND COMMUNITY DEVELOPMENT
CHAPTER 1: DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRSPART 100
STATE ADMINISTRATION OF THE FEDERAL LOW-INCOME
HOME ENERGY ASSISTANCE BLOCK GRANT PROGRAM

SUBPART A: GENERAL PROVISIONS

Section	
100.10	Legislative Base
100.20	Purpose and Scope
100.30	Definitions
100.40	Program Components (Recodified)
100.45	Determination of Household Eligibility (Recodified)
100.50	Grant Application Requirements (Recodified)
100.60	Eligible Grantees (Recodified)
100.70	Administrative Requirements
100.80	Nondiscrimination
100.85	Dispute Procedures
100.90	Complaint Process
100.100	Incorporation by Reference

SUBPART B: ENERGY ASSISTANCE

Section	
100.110	Program Components
100.115	Cooling Assistance Component
100.120	Determination of Household Eligibility
100.130	Grant Application Requirements
100.140	Eligible Grantees

SUBPART C: WEATHERIZATION

Section	
100.210	Definitions
100.220	Allocation of Funds
100.230	Local Administering Agency Selection
100.240	Local Administering Agency Application
100.250	Minimum Program Requirements
100.260	Allowable Costs
100.270	Cost Restrictions
100.280	Standards and Techniques for Weatherization
100.290	Eligible Dwelling Units

100. Appendix A	FY'88 IHEAP Income Level Chart/Cooling
100. Appendix B	FY'88 IHEAP Assistance Level Chart/Cooling Payment Matrix
100. Appendix C	Medical Certification
100. Appendix D	Assistance Level Chart Map

AUTHORITY: Implementing Sections 46.38 and 46.41 and authorized by Section 46.20 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1987, ch. 127, pars. 46.38, 46.41 and 46.20).

SOURCE: Adopted and codified at 7 Ill. Reg. 2956, effective March 9, 1983; amended at 8 Ill. Reg. 8184, effective May 31, 1984; amended at 8 Ill. Reg. 16004, effective August 27, 1984; amended at 8 Ill. Reg. 20669, effective October 6, 1984; amended at 9 Ill. Reg. 10710, effective July 1, 1985; amended at 9 Ill. Reg. 18134, effective November 12, 1985; amended at 10 Ill. Reg. 8684, effective May 12, 1986; amended at 10 Ill. Reg. 21064, effective December 9, 1986; amended at 11 Ill. Reg. 682, effective December 18, 1986; recodified at 11 Ill. Reg. 4631; amended at 12 Ill. Reg. 757, effective December 23, 1987; amended at 12 Ill. Reg. 14639, effective September 6, 1988; amended at 12 Ill. Reg. 15530, effective September 19, 1988; amended at 13 Ill. Reg. 10827, effective June 27, 1989.

NOTE: Capitalization denotes statutory language.

SUBPART A: GENERAL PROVISIONS

Section 100.70 Administrative Requirements

For the purpose of this Part, administrative requirements specified in 47 Ill. Adm. Code 1 and as follow are applicable.

a) Budget Modification

The Grantee cannot be reimbursed for excessive costs incurred against total program or administrative cost category amounts. Within a specific cost category, the Grantee may be reimbursed for costs exceeding amounts budgeted by line item, if the variance is within 10% of the original line item as set forth in the Budget.

- 1) The Grantee must, in writing, request of the Department a budget modification if expenditures exceed the budget limitations set forth below:

- A) Total program budget amount;
- B) Total administration cost category amount and any line item amount within the cost category;
- C) More than 20% of the special cost category budget amount;
- D) More than 20% of the direct client assistance cost category budget amount or the materials line item

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budget amount; and

- E) More than 20% of any line item budget amount within the program support cost category except the contractual services, paid labor, and equipment budget amounts.

- 2) Any decrease to the paid labor or materials line item cost categories requires approval in writing of the Department. Failure by the Grantee to request approval of the Department of budget variations, consistent with the limitations stated in Section 100.70(c)(5)(A) of this Part, shall be deemed sufficient reason for the Department to disallow costs incurred in excess of such limitations even if such costs are within the limits for the program or administration cost categories.

- 3) If the Grantee wishes to make modifications to the Grant Agreement which exceed the limits specified in Section 100.70(c)(5)(A) of this Part or modify those line items or cost categories which are restricted, the Grantee must submit a formal standardized written modification request to the Department prior to expenditure of funds in a manner other than the approved budget.

- 4) The Department will approve modification requests if they are necessary to achieve program objectives; required by increases or decreases in program funding; or result in greater program cost efficiencies. If the Department approves the modification request, the Grantee will be notified in writing of the change and effective date. If the Department rejects the modification, the Department will notify the Grantee in writing of the reason(s) for denial.

b) Reporting =

- 1) An Expenditure Summary and Payment Request shall be submitted to the Department on or before the tenth calendar day of each month after the first month of the program year, using forms provided by the Department.

- 2) An agency-wide statement of revenues and expenditures (statement) for the prior twelve (12) month period ending September 30 and Balance Sheet for the period ending September 30 shall be submitted annually to the Department by any Grantee which is not covered under the Single Audit Act of 1984 (31 U.S.C. 7501-7507) or does not have an

existing agreement with the Department and its other funding sources for an annual Agency Wide Audit; in order to be exempt from this requirement; the Single or Agency Wide Audit must include a Balance Sheet All Funds as described in Appendix II of Guidelines for Financial and Compliance Audits of Federally Assisted Programs published by the United States General Accounting Office (October, 1978); the Department will approve written requests for alternative twelve (12) month base periods; such as the Grantee agency's fiscal year end date; when such requests are made prior to mid-term of the grant agreements subject to this Part; the Statement and Balance Sheet must be received by the Department on or before November 1 of each program year or within sixty (60) days of the approved base period; the Statement and Balance Sheet must be signed by the Grantee's fiscal officer, certifying the documents' accuracy; and co-signed by the Chairperson of the Board and prepared in accordance with generally accepted accounting principles of the American Institute of Certified Public Accountants (AICPA) (done, 1984);

(Source: Amended at 13 Ill. Reg. 10827, effective June 27, 1989)

Section 100.85 Dispute Procedures

Applicants shall be provided with an opportunity for a fair administrative hearing when claims for energy assistance are denied or are not acted upon within prescribed timelines (see Section 100.120(d)). Local Administering Agencies (LAA's) shall inform each applicant of their right to the appeals process. The hearing and appeals process includes three levels of appeal: the informal conference, the state review, and the formal hearing.

a) The Informal Conference

- 1) This process consists of an initial informal conference held by a staff hearing officer of the LAA at which the applicant applied. This informal conference is designed to ensure that the applicant understands the reason(s) for the action taken by the LAA and to ensure that the application was processed in accordance with Section 100.120.
- 2) Any applicant receiving or denied energy assistance has a right to request an informal conference within thirty (30) days of receipt of a denial notice.
- 3) Any applicant who has submitted a completed application but has not been notified of the application status within thirty (30) days of the date of a complete application, has

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a right to request an informal conference within sixty (60) days of the date the application was complete.

- 4) Any applicant requesting an informal conference shall be furnished the reason for the denial of his/her application and be allowed to review the documents leading to the decision prior to the informal conference.

- 5) The informal conference must:

- A) be held at the application site closest to the applicant's residence or at the applicant's residence if they are confined;

- B) be conducted by an LAA staff member who was not involved in the original decision (the Illinois Home Energy Assistance Program (IHEAP) coordinator may also attend);

- C) be held within fifteen (15) calendar days of the receipt of request;

- D) afford the applicant an opportunity to bring an interpreter and/or representative; and

- E) allow the applicant to present oral and written testimony on his/her behalf.

- 6) The LAA will give the applicant a written statement at the end of the conference describing the result of the conference and citing the policy reasons for the decision. A copy of this report must be filed in the applicant's file.

- 7) In the event of a finding in support of an applicant whose application has been denied by the LAA, the LAA shall, within fifteen (15) days of the finding, process the application and notify the applicant and the vendor(s) in writing of the applicant's eligibility. In the case of an emergency assistance application, the LAA shall process the application and notify the applicant and the vendor(s) within forty-eight (48) hours. In the event of a disapproval, the LAA shall provide the applicant with a Request for State Review Form. The request must specify the LAA at which the household applied for assistance, whether the LAA has held an informal conference, and the reasons for requesting a state review.

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- b) State Review

if the applicant A requests for a state review must be filed with the Department within thirty (30) days after the informal conference. If the request is timely made, the Department will appoint a state reviewing officer who will review the applicant's file and the informal conference report. A written decision will be made. The request is considered made on the day the request is received by the Department (per the date stamp on the correspondence). The Department will notify the LAA that a request for state review has been filed. The LAA must, within five (5) days of the request for state review, provide both the Department and the applicant with a full copy of the applicant's file. A state reviewing officer will review the file to determine if the application contains all information required in Section 100.120(c) and all testimony presented at the informal conference. The state reviewing officer shall ascertain if the applicant was provided with a Request for State Review Form in accordance with subsection (a)(7) and determine if the informal conference decision regarding eligibility was correct (see Section 100.120(b) for eligibility criteria). This determination will be made and a letter sent to the applicant and the LAA within fifteen (15) days of the request for state review. In the event of a finding in support of an applicant whose application has been denied by the LAA, the LAA shall approve and process the application, and notify the applicant and the vendor(s) in writing within fifteen (15) days of notification of the finding from the State. In the case of an emergency assistance application, the LAA shall process the application and notify the applicant and the vendor(s) within forty-eight (48) hours of notification of the finding from the State. In the event of a disapproval, the State shall provide the client with a Request for Formal Review Form. The request must specify the LAA at which the household applied for assistance, whether an informal conference has been held, if the state review has been conducted and the household notified of the decision, and the reasons for requesting a formal hearing.

- c) The Formal Hearing

If not satisfied with the results of the state review, the applicant must request a formal hearing by sending a written request to the Department who will notify the LAA that the request has been made by the applicant. This request must be received by the Department within thirty (30) calendar days of the date on which the state review letter was mailed by the Department. The Department will provide the applicant with a notice of the hearing in accordance with Section 10 of the

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Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, ch. 127, par. 1010). The hearing will be conducted by a hearing officer, who has not participated in any earlier decision concerning this application, within thirty (30) days from the date the formal hearing request was received by the Department. The formal hearing will meet the following standards.

- 1) The hearing will be held at the application site closest to the applicant's residence or at the applicant's residence if they are confined.
- 2) The applicant will be afforded an opportunity to review his/her file.
- 3) The hearing will be taperecorded.
- 4) The decision will be based on the record, which will comply with Section 11 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, ch. 127, par. 1011) and which will be made pursuant to the procedures set forth in Section 13 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, ch. 127, par. 1013). The hearing officer will determine if the household is eligible in accordance with Section 100.120(b).

- 5) If requested by the applicant, the applicant will be provided interpretive and auxiliary services (e.g., transportation).

- 6) The applicant will have the right to:

- A) be accompanied and/or represented by another;
 - B) present written and oral statements and other evidence in accordance with Section 12 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, ch. 127, par. 1012);
 - C) bring an interpreter; and
 - D) present and question witnesses.
- 7) Within ten (10) days of the formal hearing, the state appeals review board shall send a written determination to the applicant and the LAA in accordance with Section 14 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, ch. 127, par. 1014).

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- 8) In the event of a finding in support of an applicant whose application has been denied by the LAA, the LAA shall, within fifteen (15) days of notification of the finding, process the application and notify the applicant and the vendor(s) in writing of the applicant's eligibility. In the case of an emergency application, the LAA will process the application and notify the applicant and the vendor(s) within forty-eight (48) hours.

(Source: Amended at 13 Ill. Reg. 10827, effective June 27, 1989)

Section 100.90 Complaint Process

~~in the event of an Applicant for grantee status; Grantee, or Home Energy Assistance Program client/applicant-complaint; the Department will follow the procedures outlined in the Administrative Review Law (Ill. Rev. Stat. 1985, ch. 110, pars. 3-101 et seq.) 47 Ill. Adm. Code 10 for complaints filed by LAA's or other Recipients (as defined in 47 Ill. Adm. Code 10.10). Procedures specified in Section 100.85 of this Part will be followed for complaints by applicants for energy assistance.~~

(Source: Amended at 13 Ill. Reg. 10827, effective June 27, 1989)

SUBPART B: ENERGY ASSISTANCE

Section 100.110 Program Components

- a) As indicated in Section 100.10(b) of this Part, the State has certified to the federal government that it will use the funds available under the Home Energy Assistance Block Grant to provide assistance to eligible households to meet the costs of home energy, and more specifically to provide:

- 1) assistance in the form of a cash payment made directly to the eligible household should that household purchase home energy as an undesignated portion of rent;
 - 2) payments to a home energy vendor on behalf of the eligible household;
 - 3) low cost weatherization and/or energy-related home repairs applied directly to an eligible household's residence; and
 - 4) emergency services to an eligible household in an energy-related life-or-health threatening situation.
- b) In order to carry out this program the State will annually establish its program design. Contingent upon the amount of

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funding provided to the State, the program will consist of one or more of the following components:

- 1) Home Energy Assistance
 - A) The first and largest component of the program is designed to provide eligible households with financial assistance to help them meet the rising costs of home energy. Home energy is defined as the primary source of energy used by the eligible household to heat or, where medically necessary, cool the household's residence. Cooling assistance will be provided only if sufficient funds are remaining as of July 1 of the program year. The Illinois Home Energy Assistance program will provide assistance to eligible households in two forms: direct cash assistance and payments made to vendors on behalf of eligible households.
- B) In order to carry out this component, the Department of Commerce and Community Affairs will utilize delegate agencies and/or local administering agencies to provide assistance.

2) Emergency Assistance

If sufficient funding is available, the Department of Commerce and Community Affairs will set aside an amount of the Illinois allocation for use in emergency situations. A distinction will be made between weather and supply emergencies which affect the entire eligible population and energy related emergencies which affect an individual household. Under this component, both types will receive consideration. In the event of a weather-related natural disaster, such as a major blizzard, the Department of Commerce and Community Affairs will develop its response based upon what is needed to eliminate the threat to life and health. Activities under this component will be coordinated with the State Emergency Services and Disaster Agency, local disaster relief agencies, and the network of local administering agencies. In addition, individual responses to energy related emergencies (as previously described) affecting single households will be available under the Emergency Assistance Component. Emergency Assistance will be provided only after a household has actually been disconnected from its primary heat source, its cooling source or any secondary energy source which is an integral part of the primary heating system (i.e.,

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secondary source is needed to produce heat). An eligible household may receive an emergency service payment up to \$600 depending on the amount needed to reconnect. No payment may be made unless reconnection is verified with the utility. All payments are made to the utility which disconnected the applicant on behalf of the applicant.

3) Home Weatherization Assistance

The Department of Commerce and Community Affairs will annually utilize up to the maximum 15 percent allowable under the provision of the law to operate a Weatherization component. The purpose of the Weatherization component is to decrease the amount of energy consumed by low-income households and thereby reduce the financial strain on the resources of such households. Energy assistance funds will be used to supplement the Weatherization program which is federally funded by the Department of Energy (DOE).

(Source: Amended at 13 Ill. Reg. 10827, effective June 27, 1989)
Section 100.120 Determination of Household Eligibility

- a) Application Processing - Household applications for assistance through program components contained in Section 100.110 will be accepted on a year-round basis by local administering agencies, given there are funds allocated to the county's local administering agency to grant assistance through program components.
- b) Eligibility Requirements - Local administering agencies are responsible for determining household eligibility in accordance with Section 2605(b)(2) of the Omnibus Budget Reconciliation Act of 1981 (Public Law 97-35) (codified at 42 U.S.C. 8621 et seq.) and shall MAKE PAYMENTS UNDER THIS TITLE ONLY WITH RESPECT TO -
 - 1) HOUSEHOLDS IN WHICH 1 OR MORE INDIVIDUALS ARE RECEIVING -
 - A) AID TO FAMILIES WITH DEPENDENT CHILDREN UNDER THE STATE'S PLAN APPROVED UNDER PART A OF TITLE IV OF THE SOCIAL SECURITY ACT (OTHER THAN SUCH AID IN THE FORM OF FOSTER CARE IN ACCORDANCE WITH SECTION 408 OF SUCH ACT);
 - B) SUPPLEMENTAL SECURITY INCOME PAYMENTS UNDER TITLE XVI OF THE SOCIAL SECURITY ACT;
 - C) FOOD STAMPS UNDER THE FOOD STAMP ACT OF 1977; OR

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- D) PAYMENTS UNDER SECTION 415, 521, 541, OR 542 OF TITLE 38, UNITED STATES CODE, OR UNDER SECTION 306 OF THE VETERANS' AND SURVIVORS' PENSION IMPROVEMENT ACT OF 1978; OR
- 2) HOUSEHOLDS WITH INCOMES WHICH DO NOT EXCEED THE GREATER OF -
- A) AN AMOUNT EQUAL TO 150 PERCENT OF THE POVERTY LEVEL FOR SUCH STATE; OR
- B) AN AMOUNT EQUAL TO 60 PERCENT OF THE STATE MEDIAN INCOME; EXCEPT THAT NO HOUSEHOLD MAY BE EXCLUDED FROM ELIGIBILITY UNDER THIS SUBCLAUSE FOR PAYMENTS UNDER THIS TITLE FOR FISCAL YEAR 1986 AND THEREAFTER IF THE HOUSEHOLD HAS AN INCOME WHICH IS LESS THAN 110 PERCENT OF THE POVERTY LEVEL FOR SUCH STATE FOR SUCH FISCAL YEAR.

3) A household applying for emergency service must meet:

- A) income guidelines as specified in subsection (b)(2);
- B) be disconnected from their primary and/or secondary heat source; and
- C) have paid toward their primary and/or secondary heat source within the past 90 days a "good faith" payment of not less than ten percent of the household's past 90 day income. The ten percent rule may be waived in cases of extreme economic hardship. Extreme economic hardship exists when the household's source of income has been permanently terminated for at least 30 days and a new source of income has not commenced.

c) Application Requirements - A client application is complete when it contains:

- 1) a copy of utility bill(s) or landlord statement that energy payments are included in the rent;
- 2) proof of income for any household member age 18 or older (e.g., check stub or public aid green card);
- 3) for an applicant whose utility service has been disconnected; and is applying for an emergency service payment, proof that the household has paid 10% of its household income over the last 90 days toward its utility

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bills (e.g., a copy of the applicant's utility bills);

- 4) head of household information;
- 5) dwelling information;
- 6) household income information; and
- 7) home energy information.

d) Notification Requirements - Households will receive written notification regarding eligibility determination within 30 days of the date the client application is complete. Additionally, vendors (i.e., utility companies) receiving a payment on behalf of an eligible household will be notified in writing of the household's eligibility.

(Source: Amended at 13 Ill. Reg. 10827, effective June 27, 1989)

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- 1) The Heading of the Part: Energy Assistance
- 2) Code Citation: 83 Ill. Adm. Code 281
- 3) Section Numbers: Adopted Action:
 281.30 Amendment
 281.90 Amendment
 281.100 Amendment
 281.EXHIBIT D Amendment
 281.EXHIBIT E Amendment
- 4) Statutory Authority: Implementing Sections 4.1, 4.2, and 5 and authorized by Sections 4.1 and 6 of the Energy Assistance Act (Ill. Rev. Stat. 1987, ch. 111 2/3, pars. 1304.1, 1304.2 1305, and 1306, as amended by P.A. 85-1431), and Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1987, ch. 111 2/3, par. 10-101).

- 5) Effective Date of Amendments: July 1, 1989

- 6) Does this rulemaking contain an automatic repeal date? No.

- 7) Do these amendments contain incorporations by reference? No.

- 8) Date Filed in Agency's Principal Office: June 21, 1989

- 9) Notice of Proposal in Illinois Register:

February 10, 1989, 13 Ill. Reg. 1647

- 10) Has JCAR issued a Statement of Objection to this amendment? No.

- 11) Differences between proposal and final version:

Section 281.30(d): Original text of subsection after statutory citation has been deleted and replaced with new text.

Section 281.90(b): Original text after "at a minimum" deleted and replaced with new language.

Exhibit D, Section IV.B.7: Item on debit shortfall added.

Exhibit D: Verification modified to refer specifically to Section VI of the report. Signature requirement changed.

- 12) Have all changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.

- 13) Will these amendments replace an emergency amendment currently in effect? No.

- 14) Are there any amendments pending on this Part? No.

- 15) Summary and Purpose of Amendments: These adopted amendments are necessary to implement amendments to the Energy Assistance Act contained in P.A. 85-1431.

On January 9, 1989, P.A. 85-1431 became effective, adding Sections 4.1 and 4.2 to the Energy Assistance Act ("Act") and amending Section 6 of the Act. The addition of Section 4.1 re-establishes the Illinois Residential Affordable Payment Program ("IRAPP") which had previously been authorized by Section 4 of the Act. Section 4 of the Act was repealed by operation of law on December 31, 1988. 83 Ill. Adm. Code 281, "Energy Assistance," contains the Commission's rules on IRAPP.

The amendment of the Act has necessitated revision of the rules implementing the Act. Section 4.1 requires the Commission to amend its rules, after hearing, within 6 months of the effective date of P.A. 85-1431. The major amendments are the addition of Section 281.30(d) implementing Section 4.1(b)(vi) of the Act incorporating by reference the Department of Public Aid's rules on the amounts of General Assistance grants made pursuant to Article 6 of the Illinois Public Aid code. The new subsection also treats the monthly income of customers not living in townships that are subject to the Public Aid rules.

The adopted amendments also add a reporting requirement to Exhibit D of Part 281. Section 4.1(g) of the Act requires each utility providing heating or electric service to provide the Commission with certain information concerning shortfall projections. Exhibit D will contain this information in new Section VI.

The adopted amendments also reflect the change in the repeal date, which has become the earlier of January 1, 1991, or the date upon which the Exxon funds are depleted. Other amendments reflect the changes in annual dates for the operation of the program and the deposit amount.

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- 16) Information and questions regarding these adopted amendments shall be directed to:

Conrad Rubinkowski
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, Illinois 62706
(217)785-3922

The full text of Adopted Amendments begins on the next page:

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ILLINOIS COMMERCE COMMISSION
NOTICE OF ADOPTED AMENDMENTS

TITLE 83: PUBLIC UTILITIES
CHAPTER I: ILLINOIS COMMERCE COMMISSION
SUBCHAPTER b: PROVISIONS APPLICABLE TO MORE THAN
ONE KIND OF UTILITY

PART 281
ENERGY ASSISTANCE

SUBPART A: ILLINOIS RESIDENTIAL AFFORDABLE PAYMENT PROGRAM

Section	
281.10	Application
281.15	Definitions
281.20	Eligibility
281.22	Processing of Applications
281.25	Utility Notices to Customers
281.30	Structure of Plan
281.32	Bills to Program Participants
281.35	Notice to Utility
281.40	Notice to Program Participants (Repealed)
281.45	Utility Action Relating to Annual Recertification Requirement
281.47	Utility Action Resulting from Changes in Participant Income (Repealed)
281.50	Preexisting Arrearages
281.60	Elimination of Shortfall
281.70	Customer Default and Disconnection
281.80	Late Payment Charges
281.90	Utility Reports to the Commission
281.95	Dispute Procedure
281.100	Sunset Provision

SUBPART B: CONSERVATION AND WEATHERIZATION (REPEALED)

Section	
281.210	Conservation and Weatherization Notice (Repealed)
EXHIBIT A	Notice Concerning IRAPP Program
EXHIBIT B	Proof of Continued Qualification (Repealed)
EXHIBIT C	Recertification For Illinois Residential Affordable Payment Program (IRAPP) (Repealed)
EXHIBIT D	Monthly Reporting Requirements
EXHIBIT E	Agreement Form
EXHIBIT F	Notice of Failure to Recertify
EXHIBIT G	Nonpayment Notice
EXHIBIT H	Other Notice
APPENDIX A	Agreement for IRAPP between DCCA and ICC

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AUTHORITY: Implementing Sections 4.1, 4.2, and 5, and authorized by Sections 4.1 and 6 of the Energy Assistance Act (Ill. Rev. Stat. 1987, ch. 111 2/3, pars. 1304.1, 1304.2, 1305 and 1306, as amended by P.A. 85-1431, effective January 9, 1989), and Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1987, ch. 111 2/3, par. 10-101).

SOURCE: Emergency rules adopted at 9 Ill. Reg. 19190, effective December 1, 1985, for a maximum of 150 days; adopted at 10 Ill. Reg. 7711, effective April 29, 1986; amended at 11 Ill. Reg. , effective April 15, 1987; amended at 12 Ill. Reg. 19664, effective November 15, 1988; amended at 13 Ill. Reg. 10841 , effective July 1, 1989.

NOTE: Capitalization denotes statutory language.

Section 281.30 Structure of Plan

- a) IN ADDITION TO THE REQUIREMENT OF Section 281.20, TO QUALIFY FOR THE PROGRAM, AN ELIGIBLE CUSTOMER MUST:
 - 1) ENTER INTO A LOW-INCOME PAYMENT PLAN WITH EACH GAS OR ELECTRIC PUBLIC UTILITY SERVING THE CUSTOMER UNDER WHICH THE CUSTOMER AGREES TO PAY:
 - A) DURING THE PERIOD ~~DECEMBER~~ NOVEMBER 1 THROUGH APRIL 30, THE FOLLOWING:
 - i) 12% OF HIS/HER MONTHLY HOUSEHOLD INCOME TO THE PUBLIC UTILITY WHICH PROVIDES BOTH THE CUSTOMER'S PRIMARY SOURCE OF HEAT AND SECONDARY UTILITY SERVICE; OR
 - ii) 8% OF HIS/HER MONTHLY HOUSEHOLD INCOME TO THE PUBLIC UTILITY WHICH PROVIDES THE CUSTOMER'S PRIMARY SOURCE OF HEAT AND 4% OF HIS/HER MONTHLY HOUSEHOLD INCOME TO THE PUBLIC UTILITY WHICH PROVIDES THE CUSTOMER'S SECONDARY UTILITY SERVICE; OR
 - iii) 8% OF HIS/HER MONTHLY HOUSEHOLD INCOME TO THE PUBLIC UTILITY THAT PROVIDES THE PRIMARY SOURCE OF HEAT WHEN THE COMPANY or other person who PROVIDES THE SECONDARY UTILITY SERVICE IS NOT REGULATED BY THIS COMMISSION; OR

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- iv) 4% OF HIS/HER MONTHLY HOUSEHOLD INCOME TO THE PUBLIC UTILITY THAT PROVIDES THE SECONDARY UTILITY SERVICE WHEN THE COMPANY or other person who PROVIDES THE PRIMARY SOURCE OF HEAT IS NOT REGULATED BY THIS COMMISSION;

- B) DURING THE PERIOD MAY 1 THROUGH NOVEMBER 30 OCTOBER 31:

- i) THE GREATER OF THAT PERCENTAGE OF HIS/HER MONTHLY INCOME REQUIRED BY SUBSECTION (a)(1)(A) OF THIS SECTION OR THE CURRENT BILL; PLUS
 - ii) ONE-FIFTH SIXTH OF ANY OUTSTANDING DEPOSIT (the deposit, if required, shall be payable in five six equal monthly installments, payable during the months of May through November October);
- 2) MAKE ALL REASONABLE EFFORTS TO APPLY FOR ALL PUBLIC ENERGY ASSISTANCE FOR WHICH HE/SHE IS ELIGIBLE;
 - 3) APPLY FOR ALL WEATHERIZATION PROGRAMS FOR WHICH HE/SHE IS ELIGIBLE;
 - 4) PROVIDE PROOF by means of the recertification required by Section 281.45, EVERY 12 MONTHS AFTER THE BEGINNING OF PARTICIPATION IN THE PLAN THAT HE OR SHE IS QUALIFIED FOR THE PLAN; AND
 - 5) SIGN A WAIVER PERMITTING THE UTILITY TO RECEIVE INCOME INFORMATION FROM ANY PUBLIC OR PRIVATE AGENCY PROVIDING INCOME OR ENERGY ASSISTANCE AND FROM ANY EMPLOYER, WHETHER PUBLIC OR PRIVATE.
- b) ANY CUSTOMER WHO COMPLIES WITH THE REQUIREMENTS OF SUBSECTION (a), paying the amounts due under subsection (a)(1) as they come due, SHALL NOT HAVE HIS/HER PUBLIC UTILITY HEATING OR ELECTRIC SERVICE TERMINATED.
 - c) A CUSTOMER PARTICIPATING IN THE PROGRAM SHALL PAY FOR ALL ENERGY USAGE ABOVE THE AVERAGE RESIDENTIAL USAGE, ADJUSTED FOR WEATHER AND HOUSEHOLD SIZE, UNLESS THAT

CUSTOMER HAS A MEDICAL EXCUSE AS CERTIFIED TO THE UTILITY BY A REGISTERED PHYSICIAN OR LOCAL BOARD OF HEALTH.

- d) FOR THE PURPOSE OF THIS SECTION, THE "MONTHLY HOUSEHOLD INCOME" OF A CUSTOMER SHALL BE NO LESS THAN AN AMOUNT EQUAL TO THE TOTAL OF MONTHLY AMOUNTS WHICH ALL MEMBERS OF THE CUSTOMER'S HOUSEHOLD RECEIVE OR ARE ELIGIBLE TO RECEIVE AS GENERAL ASSISTANCE GRANTS PURSUANT TO ARTICLE 6 OF THE ILLINOIS PUBLIC AID CODE (Section 4.1 of the Energy Assistance Act, added by P.A. 85-1431, effective January 9, 1989). The Illinois Department of Public Aid has established maximum payment levels, by household size, for the General Assistance Program in each Illinois County, at 89 Ill. Adm. Code 114.351 to 114.353. For the purpose of determining the amount of general assistance for which a household is eligible, the LAA will presume the amounts stated in 89 Ill. Adm. Code 114.351 to 114.353. If a household is not eligible to receive any general assistance or if the household is eligible to receive less than the amounts prescribed above, the customer must provide proof (notification (letter or phone call) from the entity providing general assistance) of this to the LAA. Upon receipt of such proof, the LAA shall treat the greater of the amount of general assistance for which the household is eligible or the actual income of the household as the household income.

(Source: Amended at 13 Ill. Reg. 10841, effective July 1, 1989)

Section 281.90 Utility Reports to the Commission

- a) EACH PUBLIC UTILITY PROVIDING GAS OR ELECTRIC SERVICE SHALL COMPILE THE DATA AND INFORMATION NECESSARY TO complete the form set forth in Exhibit D (Ill. Rev. Stat. 19857, ch. 111 2/3, par. 1305). Monthly reports substantially in the form of Exhibit D shall be filed with the Chief Clerk of the Commission by each such utility on or before the 30th day of the following month.

- b) Utilities shall submit documentation of the data included in Section VI of Exhibit D. Such documentation shall include, at a minimum, an explanation of the method used by the utility to derive customer numbers,

THEAP grant amounts, and the weather normalization technique. After the initial documentation is submitted, utilities are only required to submit documentation concerning changes in the forecasting method.

(Source: Amended at 13 Ill. Reg. 10841, effective July 1, 1989)

Section 281.100 Sunset Provision

By operation of law, Section 4.1 of the Energy Assistance Act IS REPEALED ON JANUARY 17 1989. Therefore, the program established in Subpart A of this Part will terminate on that date. AND THE PROGRAM TERMINATED ON THE EARLIER OF JANUARY 1, 1991, OR THE DATE UPON WHICH THE FUNDS APPROPRIATED FROM THE EXXON OIL OVERCHARGE SETTLEMENT FUND TO THE DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS FOR SHORTFALLS UNDER THE PROGRAM ARE DEPLETED (Section 4.1 of the Act).

(Source: Amended at 13 Ill. Reg. 10841, effective July 1, 1989)

ILLINOIS COMMERCE COMMISSION
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Section 281.EXHIBIT D Monthly Reporting Requirements

Utility _____

ANALYSIS OF THE IRAPP PROGRAM
For the Month Ended _____

	Primary	Secondary	Both	Total
I. Number of Customers Enrolled in Program				
A. Balance at Beginning of Period				
1. Additions				
2. Deletions				
a. Due to Payment Default				
b. Due to Voluntary Withdrawal				
c. Due to Other Reasons				
B. Balance at End of Period				

II. Program Participants Statistics

A. Number of New Participants In Program				
1. Entered With Zero Balance				
2. Entered with Credit Balance				
B. Disconnections During Period				
C. Reconnections During Period				
D. Number of Medical Certificates Submitted During Period				

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Utility _____

ANALYSIS OF THE IRAPP PROGRAM
For the Month Ended _____

III. Total Residential Class Statistics		TOTAL
A. IHEAP Payments Received		\$ _____
1. Current Period		_____
2. Program to Date		_____
B. Gross Amounts Written Off - Calendar Year		\$ _____
1. 1985		_____
2. Current Period		_____
3. Year to Date - 1986		_____
4. Year to Date - 1987		_____
5. Year to Date - 1988		_____
6. Year to Date - 1989		_____
7. Year to Date - 1990		_____
C. Disconnections During Period		_____
D. Reconnections During Period		_____
E. Customers at End of Period		_____

Utility _____

ANALYSIS OF THE IRAPP PROGRAM
For the Month Ended _____

IV. Analysis of Accounts Receivable of IRAPP Participants

Customer Amount Due				
Program Obligation	Excess Usage	Short-fall	Arrear-age	Service Charges
(a)	(b)	(c)	(d)	(e)
				(f)
				(g)
A. Current Period	\$ _____	\$ _____	\$ _____	\$ _____
1. Past Due Amounts				

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Utility _____

ANALYSIS OF THE IRAPP PROGRAM
For the Month Ended _____

VI. Shortfall Projections

- A. Amount of debit shortfall accrued under the program through the end of the prior month. \$ _____
- B. Amount of debit shortfall projected to be accrued through the end of the current month. \$ _____
- C. Amount of debit shortfall projected to be accrued through the end of the month following the month reported in (B). \$ _____
- D. Amount of debit shortfall projected to be accrued through the end of the month following the month reported in (C). \$ _____
- E. Amount of debit shortfall projected to be accrued through the end of the month following the month reported in (D). \$ _____

Verification

State of Illinois)
County of) SS

(Name) _____, being first duly sworn, states that he/she has read Section VI of the foregoing Report, that he/she is authorized to execute it on behalf of (utility) _____, and that the matters and statements contained in that Section are true and correct to the best of his/her knowledge, information, and belief.

(Signature)

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Subscribed and sworn to before me
this _____ day of _____,
19 _____.

Notary Public

(Source: Amended at 13 Ill. Reg. 10841, effective July 1, 1989)

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Section 281.EXHIBIT E Agreement Form

LAA Name: _____
Initials _____

ILLINOIS COMMERCE COMMISSION (ICC) AGREEMENT FORM

ILLINOIS RESIDENTIAL AFFORDABLE PAYMENT PROGRAM (IRAPP)

I, the undersigned, understand and agree, that under this IRAPP Rule I will pay:

From ~~December~~ November 1 through April 30:

8% of my household's total monthly household income to the provider of my primary heat service and/or, 4% of my household's total monthly household income to the provider of my secondary utility service, plus any amount billed over my average residential usage

From May 1 through ~~November~~ October 31:

My current bill or my monthly percentage amount, whichever is greater, plus 1/56 monthly of any deposit that is requested.

I also agree to abide by the IRAPP rules. I also understand that:

1. My monthly bill(s) will tell me how much I must pay. I must pay by the due date so that my service will not be shut off.
2. My monthly payment will not be covered by any IHEAP heating grant.
3. If I owe money to the utility after my IHEAP grant has been applied to my account, I must sign a Deferred Payment Agreement when I go on this program.
4. If I am dropped from the program because I didn't make a monthly payment, I can get back on the program by paying all amounts due under the program, but I can do this only twice during any twelve month period.
5. If my service is shut off, I can get it back on if I follow existing ICC rules covering reconnection. I will have only

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90 days from the date I was shut off to be reconnected and go back on the Program, but I can do this only one time during any twelve month period.

6. If I want to get off this Program I must tell my utility(ies). If I later change my mind and want to get back on the program I must pay the greater of (a) all bills incurred while I was off the program or (b) the amount I would have been required to pay to avoid disconnection had I stayed on the program. I can do this only one time during any twelve month period.

7. I must apply for all energy assistance and weatherization programs available to me.

8. I must go back to the IHEAP office between November 1 and March 31 to recertify or I will be dropped from the program.

9. This agreement is effective as of my first billing period after the utility receives this agreement form.

10. I am the current customer of record of the following utilities who will receive copies of this agreement;

(1) _____ / Account # _____

(2) _____ / Account # _____

WAIVER

I authorize the company(ies) providing my utility service to get income information from any public utility, any public agency providing income or energy assistance, and from any employer, whether public or private.

Signature of Customer/Date _____

Customer's Name (Printed) _____

Social Security # of Customer _____

Spouse's Name (Printed) _____

IHEAP Applicant's Name (Printed) _____

Street Address _____

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City and Zip Code _____

Social Security # _____

If after receiving your utility bill, you have any questions about this program, call your utility company representative. If the person you talk to cannot help you, ask to talk to a supervisor. If the supervisor cannot help you, call the Consumer Assistance Office Services Division of the Illinois Commerce Commission at (312)917-2887 in Chicago or (217)782-2024 in Springfield.

Completion of this form is necessary to accomplish the statutory purpose as outlined in the Energy Assistance Act. Failure to complete this form will prevent your request from being processed. This form has been approved by the Forms Management Center.

white copy - IHEAP Agency
yellow copy - Primary Utility
goldenrod - Secondary Utility
pink - Applicant

(Source: Amended at 13 Ill. Reg. 10841, effective July 1, 1989)

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1) The Heading of the Part: Uniform System of Accounts for Gas Utilities

2) Code Citation: 83 Ill. Adm. Code 505

3) Section Numbers: Adopted Action:

505.10

Amendment

4) Statutory Authority: Implementing Sections 5-102 and 5-103 and authorized by Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1987, ch. 111 2/3, pars. 5-102, 5-103, and 10-101).

5) Effective Date of Amendment: July 1, 1989

6) Does this rulemaking contain an automatic repeal date? No.

7) Does this amendment contain incorporations by reference? Yes. Joint Committee approval not needed for this incorporation.

8) Date Filed in Agency's Principal Office: June 21, 1989

9) Notice of Proposal in Illinois Register:

February 10, 1989, 13 Ill. Reg. 1686

10) Has JCAR issued a Statement of Objection to this amendment? No.

11) Differences between proposal and final version: Corrections made in Source Note.

12) Have all changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.

13) Will this amendment replace an emergency amendment currently in effect? No.

14) Are there any amendments pending on this Part? No.

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15) Summary and Purpose of Amendment: Part 505 incorporates by reference 18 CFR 201 as the Illinois Commerce Commission's uniform system of accounts for gas utilities. The adopted amendment will update the incorporated material to January 1, 1988 to reflect the Federal repeal of regulations on incremental pricing.

16) Information and questions regarding this adopted amendment shall be directed to:

Conrad Rubinkowski
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, Illinois 62706
(217)785-3922

The full text of Adopted Amendment begins on the next page:

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NOTICE OF ADOPTED AMENDMENT

TITLE 83: PUBLIC UTILITIES
CHAPTER I: ILLINOIS COMMERCE COMMISSION
SUBCHAPTER d: GAS UTILITIES

PART 505

UNIFORM SYSTEM OF ACCOUNTS FOR GAS UTILITIES

SUBPART A: GENERAL PROVISIONS AND ADOPTION OF CFR PROVISIONS BY REFERENCE

Section
505.10 Adoption of 18 CFR 201 by Reference
505.20 Adoption of 18 CFR 216 by Reference

SUBPART B: ADDITIONS TO AND DELETIONS FROM CFR PROVISIONS

Section
505.200 Definitions
505.210 General Instruction 1
505.250 General Instruction 5
505.270 General Instruction 7
505.280 General Instruction 7.1
505.330 General Instruction 12
505.340 General Instruction 13
505.370 General Instruction 16
505.380 General Instruction 17
505.390 General Instruction 18
505.410 General Instruction 20
505.420 Gas Plant Instruction 2
505.430 Gas Plant Instruction 3
505.450 Gas Plant Instruction 5
505.470 Gas Plant Instruction 7
505.500 Gas Plant Instruction 10
505.550 Gas Plant Instruction 15
505.940 Income Chart of Accounts
505.970 Operation and Maintenance Expense Chart of Accounts
505.1020 Account 102
505.1030 Account 103
505.1050 Account 105
505.1051 Account 105.1
505.1080 Account 108
505.1660 Account 166
505.4090 Account 409 (reserved)
505.4160 Account 416
505.4261 Account 426.1
505.4390 Account 439
505.5180 Account 518

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505.9140 Accounts 914 and 915
505.9302 Account 930.2

APPENDIX G Operation and Maintenance Expense Accounts
EXHIBIT A Accounts 914 and 915

AUTHORITY: Implementing Sections 5-102 and 5-103 and authorized by Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1985, ch. 111 2/3, pars. 5-102, 5-103, and 10-101).

SOURCE: Adopted July 14, 1960. Effective January 1, 1962; old rules repealed, new rules adopted and codified at 8 Ill. Reg. 177, effective January 1, 1984; amended at 9 Ill. Reg. 4022, effective April 1, 1985; amended at 9 Ill. Reg. 13083, effective August 15, 1985; amended at 13 Ill. Reg. 10858, effective July 1, 1989.

SUBPART A: GENERAL PROVISIONS AND ADOPTION OF CFR PROVISIONS BY REFERENCE

Section 505.10 Adoption of 18 CFR 201 by Reference

The Illinois Commerce Commission adopts 18 CFR 101, as of February 12, 1985 January 1, 1988, as its uniform system of accounts for gas utilities, subject to the exceptions set forth in Section 505.200 et seq. of this Part. No incorporation in this Part includes any later amendment or edition.

(Source: Amended at 13 Ill. Reg. 10858, effective July 1, 1989)

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- 1) The Heading of the Part: Definitions And General Provisions
- 2) The Code Citation: 35 Ill. Adm. Code 211
- 3) Section Number: 211.122 Adopted Action: Amend
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 111 1/2, pars. 1010 and 1027
- 5) Effective Date of Rule(s) (Amendments, Repealer): June 27, 1989
- 6) Does this rulemaking contain an automatic repeal date?: No.
If so, please specify date: _____
- 7) Does this rule (amendment, repealer) contain incorporations by reference? Yes, pursuant to Section 6.02(a) of the APA which does not require JCAR approval.

If "yes," was a copy of the approval form issued by JCAR attached to this rulemaking?

- 8) Date Filed in Agency's Principal Office: May 25, 1989.
- 9) Notice(s) of Proposal Published in Illinois Register: 12 Ill. Reg. 15294 September 30, 1988.
- 10) Has JCAR issued a Statement of Objections to this (these) Rule(s)? If answer is "yes," please complete the following: No.

- A) Statement of Objection: _____, Ill. Reg. _____
- B) Agency Response: _____, Ill. Reg. _____
- C) Date Agency Response Submitted for Approval to JCAR: _____

11) Difference(s) between proposal and final version:

- A) Generally, updated citations to the Illinois Revised Statutes from the 1985 publication to the 1987 publication. Also, capitalized the first letter of the first words of the definitions added.
- B) The proposed definition of "Light liquid" is deleted from Part 211 and the definition will remain in 35 Ill. Adm. Code 215.104.

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- C) A new definition has been added. "No Detectable Volatile Organic Material Emissions" replaces the definition of "Zero Volatile Organic Material Emissions", which has been deleted.
- D) In the definition of "Process Unit", and "Synthetic Organic Chemical Manufacturing Plant", "35 Ill. Adm. Code 215", was added to clarify which "Appendix D".
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will this rule (amendments, repealer) replace an emergency rule currently in effect? No.
- 14) Are there any amendments pending on this part? No.

Section Numbers: Proposed Action: Ill. Reg. Citation:

15) Summary and Purpose of Rule(s):

Section 172 of the Clean air Act requires that the State of Illinois revise its State Implementation Plan ("SIP") to require existing stationary sources in nonattainment areas to use reasonably available control technology ("RACT"). On May 19, 1978, the United States Environmental Protection Agency ("USEPA") gave notice at 43 Fed. Rev. 21673 that the SIP must include, at least four major urban areas, enforceable regulations reflecting the application of RACT to those stationary sources for which the USEPA has published Control Technology Guidelines (CTGs). As a result, legally enforceable RACT regulations were required to be submitted for all sources for which CTGs were published by January 1977.

In August of 1981, a draft CTG entitled "Control of Volatile Organic Chemical, Polymer, and Resin Manufacturing Equipment" was published by the USEPA and subsequently finalized.

In 1982, the Illinois Environmental Protection Agency ("Agency") proposed regulations in R82-14 to the Pollution Control Board ("Board"). The Board subsequently adopted a revised version of the regulations at 35 Ill. Adm. Code 215, Subpart Q: Synthetic Organic Chemical and Polymer Manufacturing ("SOCMI"). The regulations were then submitted to the USEPA as revisions to the Illinois SIP.

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USEPA Region V reviewed the Illinois proposed SIP revisions and concluded that the Illinois SOCMI leak rule needed major revisions in order to conform with the USEPA definition of RACT specified in the CTG for the SOCMI category. Specifically, the USEPA thought that the Illinois rule contained excessive exemptions and did not represent a quarterly leak detection and repair program.

USEPA informed the Agency in 1986 that the Illinois rules covering the SOCMI category did not conform to RACT. In several letters, the USEPA cited the inadequacy of the Illinois ozone SIP, in part due to inadequate SOCMI regulations in Illinois. The USEPA also indicated that the Illinois revised ozone SIP would not be approved by the USEPA unless Illinois corrected its rules to reflect USEPA defined RACT for various source categories, including the SOCMI category.

The Agency examined each of the deficiencies in the Illinois SOCMI regulations and drafted a proposal (R86-39) which it submitted to the Board on January 28, 1987 to correct the cited deficiencies. The Board subsequently adopted a revised version of these regulations on November 25, 1987. The regulations were then submitted to the USEPA as revisions to the Illinois SIP.

In early 1988, four major SOCMI facilities filed variance petitions with the Board asserting, in part, the technical infeasibility and economic unreasonableness of complying with 35 Ill. Adm. Code 215.437(c). Specifically, the companies claim that, due to the nature of their operations, it is currently impossible to design and utilize the closed purge system and closed vent system described in Section 215.437(c). Based upon the claims of the four facilities, the Agency assumes that the control measures specified in Section 215.437(c) would not be technically feasible or economically reasonable for other similar SOCMI facilities. The Agency therefore decided to revise the regulation in conjunction with the four corporate petitioners to correct the deficiencies in Section 215.437(c) and other related matters rather than to grant site-specific relief to the various SOCMI facilities in Illinois.

These revised rules will become a part of Illinois SIP for ozone and, as all RACT rules, are necessary for nonattainment areas to come into attainment with the ozone standard. Interlining and underlining are present to show how the new sections differ from the previous rule.

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- 16) Information and questions regarding this adopted rule shall be directed to:

Daniel L. Siegfried
100 W. Randolph Street
State of Illinois Center
Suite 11-500
Chicago, IL 60601
(312) 917-6923

The full text of the adopted rule(s) begins on the following page:

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TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE B: AIR POLLUTION
CHAPTER I: POLLUTION CONTROL BOARD

SUBCHAPTER 6c: EMISSION STANDARDS AND LIMITATIONS FOR
STATIONARY SOURCES

PART 211
DEFINITIONS AND GENERAL PROVISIONS

SUBPART A: GENERAL PROVISIONS

Section
211.101 Incorporations by Reference
211.102 Abbreviations and Units

SUBPART B: DEFINITIONS

Section
211.121 Other Definitions
211.122 Definitions

Appendix A Rule into Section Table
Appendix B Section into Rule Table

AUTHORITY: Implementing Sections 9 and 10 and authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1987, ch. 111 $\frac{1}{2}$, pars. 1009, 1010 and 1027).

SOURCE: Adopted as Chapter 2: Air Pollution, Rule 201: Definitions, R71-23, 4 PCB 191, filed and effective April 14, 1972; amended in R74-2 and R75-5, 32 PCB 295, at 3 Ill. Reg. 5, p. 777, effective February 3, 1979; amended in R78-3 and 4, 35 PCB 75 and 243, at 3 Ill. Reg. 30, p. 124, effective July 28, 1979; amended in R80-5, at 7 Ill. Reg. 1244, effective January 21, 1983; codified at 7 Ill. Reg. 13590; amended in R82-1 (Docket A) at 10 Ill. Reg. 12624, effective July 7, 1986; amended in R85-21(A) at 11 Ill. Reg. 11747, effective June 29, 1987; amended in R86-34 at 11 Ill. Reg. 12267, effective July 10, 1987; amended in R86-39 at 11 Ill. Reg. 20804, effective December 14, 1987; amended in R82-14 and R86-37 at 12 Ill. Reg. 787, effective December 24, 1987; amended in R86-18 at 12 Ill. Reg. 7284, effective April 8, 1988; amended in R86-10 at 12 Ill. Reg. 7621, effective April 11, 1988; amended in R88-23 at 13 Ill. Reg. 10862, effective June 27, 1989.

SUBPART B: DEFINITIONS

Section 211.122 Definitions

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"Accumulator": The reservoir of a condensing unit receiving the condensate from a surface condenser.

"Acid Gases": For the purposes of the Environmental Protection Act (the Act) (Ill. Rev. Stat. 1985, ch. 111 1/2, par. 1009.4), hydrogen chloride, hydrogen fluoride and hydrogen bromide, which exist as gases, liquid mist, or any combination thereof.

"Actual Heat Input": The quantity of heat produced by the combustion of fuel using the gross heating value of the fuel.

"Aeration": The practice of forcing air through bulk stored grain to maintain the condition of the grain.

"Afterburner": A device in which materials in gaseous effluents are combusted.

"Air Dried Coating": Coatings that dry by the use of air or forced air at temperatures up to 363.15° K (194° F).

"Annual Grain Through-Put": Unless otherwise shown by the owner or operator, annual grain through-put for grain-handling operations, which have been in operation for three consecutive years prior to June 30, 1975, shall be determined by adding grain receipts and shipments for the three previous fiscal years and dividing the total by 6. The annual grain through-put for grain-handling operations in operation for less than three consecutive years prior to June 30, 1975, shall be determined by a reasonable three-year estimate; the owner or operator shall document the reasonableness of his three-year estimate.

"Architectural Coating": Any coating used for residential or commercial buildings or their appurtenances, or for industrial buildings which is site applied.

"Asphalt": The dark-brown to black cementitious material (solid, semisolid or liquid in consistency) of which the main constituents are bitumens which occur naturally or as a residue of petroleum refining.

"Asphalt Prime Coat": A low-viscosity liquid asphalt applied to an absorbent surface as the first of more than one asphalt coat.

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"Automobile": Any first division motor vehicle as that term is defined in the Illinois Vehicle Code (Ill. Rev. Stat. 1985, ch. 95 1/2, pars 1-100 et seq.).

"Automobile or Light-Duty Truck Manufacturing Plant": A facility where parts are manufactured or finished for eventual inclusion into a finished automobile or light-duty truck ready for sale to vehicle dealers, but not including customizers, body shops and other repairers.

"Batch Loading": The process of loading a number of individual parts at the same time for degreasing.

"Bead-Dipping": The dipping of an assembled tire bead into a solvent-based cement.

"British Thermal Unit": The quantity of heat required to raise one pound of water from 60° F to 61° F (abbreviated btu).

"Bulk Gasoline Plant": Any gasoline storage and distribution facility that receives gasoline from bulk gasoline terminals by delivery vessels and distributes gasoline to gasoline dispensing facilities.

"Bulk Gasoline Terminal": Any gasoline storage and distribution facility that receives gasoline by pipeline, ship or barge, and distributes gasoline to bulk gasoline plants or gasoline dispensing facilities.

"Can Coating": The application of a coating material to a single walled container that is manufactured from metal sheets thinner than 29 gauge (0.0141 in).

"Certified Investigation" A report signed by Illinois Environmental Protection Agency (Agency) personnel certifying whether a grain-handling operation (or portion thereof) or grain-drying operation is causing or tending to cause air pollution. Such report must describe the signatory's investigation, including a summary of those facts on which he relies to certify whether the grain-handling or grain-drying operation is causing or threatening or allowing the discharge or emission of any contaminant into the environment so as to cause or tend to cause air pollution in Illinois, either alone or in combination with contaminants from other sources, or so as to violate regulations or standards adopted by the Pollution Control Board (Board)

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under the Environmental Protection Act (Act). The certified investigation shall be open to a reasonable public inspection and may be copied upon payment of the actual cost of reproducing the original.

"Choke Loading": That method of transferring grain from the grain-handling operation to any vehicle for shipment or delivery which precludes a free fall velocity of grain from a discharge spout into the receiving container.

"Cleaning and Separating Operation": That operation where foreign and undesired substances are removed from the grain.

"Clear Coating": Coatings that lack color and opacity or are transparent using the undercoat as a reflectant base or undertone color.

"Closed Purge System": A system that is not open to the atmosphere and that is composed of piping, connections, and, if necessary, flow inducing devices that transport liquid or vapor from a piece or pieces of equipment to a control device, or return the liquid or vapor to the process line.

"Closed Vent System": A system that is not open to the atmosphere and that is composed of piping, connections, and, if necessary, flow inducing devices that transport gas or vapor from a piece or pieces of equipment to a control device, or return the gas or vapor to the process line.

"Coal Refuse": Waste products of coal mining, cleaning and coal preparation operations containing coal, matrix material, clay and other organic and inorganic material.

"Coating Applicator": Equipment used to apply a surface coating.

"Coating Line": An operation where a surface coating is applied to a material and subsequently the coating is dried and/or cured.

"Coating Plant": Any building, structure or installation that contains a coating line and which is located on one or more contiguous or adjacent properties and which is owned or operated by the same person (or by persons under common control).

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"Coil Coating": The application of a coating material to any flat metal sheet or strip that comes in rolls or coils.

"Cold Cleaning": The process of cleaning and removing soils from surfaces by spraying, brushing, flushing or immersion while maintaining the organic solvent below its boiling point. Wipe cleaning is not included in this definition.

"Complete Combustion": A process in which all carbon contained in a fuel or gas stream is converted to carbon dioxide.

"Component": Any piece of equipment which has the potential to leak volatile organic material including, but not limited to, pump seals, compressor seals, seal oil degassing vents, pipeline valves, pressure relief devices, process drains and open ended pipes/valves. This definition excludes valves which are not externally regulated, flanges, and equipment in heavy liquid service. For purposes of Subpart Q (35 Ill. Adm. Code 215), this definition also excludes bleed ports of gear pumps in polymer service.

"Concentrated Nitric Acid Manufacturing Process": Any acid producing facility manufacturing nitric acid with a concentration equal to or greater than 70 percent by weight.

"Condensate": Hydrocarbon liquid separated from its associated gases which condenses due to changes in the temperature or pressure and remains liquid at standard conditions.

"Control Device": For purposes of Subpart Q, an enclosed combustion device, vapor recovery system, flare, or closed container.

"ConveyORIZED Degreasing": The continuous process of cleaning and removing soils from surfaces utilizing either cold or vaporized solvents.

"Crude Oil": A naturally occurring mixture which consists of hydrocarbons and sulfur, nitrogen or oxygen derivatives of hydrocarbons and which is a liquid at standard conditions.

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"Crude Oil Gathering": The transportation of crude oil or condensate after custody transfer between a production facility and a reception point.

"Custody Transfer": The transfer of produced petroleum and/or condensate after processing and/or treating in the producing operations, from storage tanks or automatic transfer facilities to pipelines or any other forms of transportation.

"Cutback Asphalt": Any asphalt which has been liquified by blending with petroleum solvents other than residual fuel oil and has not been emulsified with water.

"Degreaser": Any equipment or system used in solvent cleaning.

"Delivery Vessel": Any tank truck or trailer equipped with a storage tank that is used for the transport of gasoline to a stationary storage tank at a gasoline dispensing facility, bulk gasoline plant or bulk gasoline terminal.

"Distillate Fuel Oil": Fuel oils of grade No. 1 or 2 as specified in detailed requirements for fuel oil A.S.T.M. D-369-69 (1971).

"Dry Cleaning Facility": A facility engaged in the cleaning of fabrics using an essentially nonaqueous solvent by means of one or more solvent washes, extraction of excess solvent by spinning and drying by tumbling in an airstream. The facility includes, but is not limited to, washers, dryers, filter and purification systems, waste disposal systems, holding tanks, pumps and attendant piping and valves.

"Dump-Pit Area": Any area where grain is received at a grain-handling or grain-drying operation.

"Effective Grate Area": That area of a dump-pit grate through which air passes, or would pass, when aspirated.

"Effluent Water Separator": Any tank, box, sump or other apparatus in which any organic material floating on or entrained or contained in water entering such tank, box, sump or other apparatus is physically separated and removed from such water prior to outfall, drainage or recovery of such water.

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"Emission Rate": Total quantity of any air contaminant discharge into the atmosphere in any one-hour period.

"End Sealing Compound Coat": A compound applied to can ends which functions as a gasket when the end is assembled on the can.

"Excess Air": Air supplied in addition to the theoretical quantity necessary for complete combustion of all fuel and/or combustible waste material.

"Excessive Release": A discharge of more than 295g (0.65 pounds) of mercaptans and/or hydrogen sulfide into the atmosphere in any five minute period.

"Existing Grain-Drying Operation": Any grain-drying operation the construction or modification of which was commenced prior to June 30, 1975.

"Existing Grain-Handling Operation": Any grain-handling operation the construction or modification of which was commenced prior to June 30, 1975.

"Exterior Base Coat": An initial coating applied to the exterior of a can after the can body has been formed.

"Exterior End Coat": A coating applied by rollers or spraying to the exterior end of a can.

"External Floating Roof": A storage vessel cover in an open top tank consisting of a double deck or pontoon single deck which is supported by the petroleum liquid being contained and is equipped with a closure seal between the deck edge and tank wall.

"Extreme Performance Coating": Coatings designed for exposure to any of the following: the ambient weather conditions, temperatures above 368.15° K (203° F), detergents, abrasive and scouring agents, solvents, corrosive atmospheres, or other similar extreme environmental conditions.

"Fabric Coating": The coating of a textile substrate.

"Final Repair Coat": The repainting of any coating which is damaged during vehicle assembly.

"Firebox": The chamber or compartment of a boiler or furnace in which materials are burned, but not the combustion chamber or afterburner of an incinerator.

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"Flexographic Printing": The application of words, designs and pictures to a substrate by means of a roll printing technique in which the pattern to be applied is raised above the printing roll and the image carrier is made of elastomeric materials.

"Floating Roof": A roof on a stationary tank, reservoir or other container which moves vertically upon change in volume of the stored material.

"Freeboard Height": For open top vapor degreasers, the distance from the top of the vapor zone to the top of the degreaser tank. For cold cleaning degreasers, the distance from the solvent to the top of the degreaser tank.

"Fuel Combustion Emission Source": Any furnace, boiler or similar equipment used for the primary purpose of producing heat or power by indirect heat transfer.

"Fuel Gas System": A system for collection of refinery fuel gas including, but not limited to, piping for collecting tail gas from various process units, mixing drums and controls and distribution piping.

"Fugitive Particulate Matter": Any particulate matter emitted into the atmosphere other than through a stack, provided that nothing in this definition or in 35 Ill. Adm. Code 212.7 Subpart K shall exempt any source from compliance with other provisions of 35 Ill. Adm. Code 212 otherwise applicable merely because of the absence of a stack.

"Gas Service": Means that the component contains process fluid that is in the gaseous state at operating conditions.

"Gasoline": Any petroleum distillate having a Reid vapor pressure of 4 pounds or greater.

"Gasoline Dispensing Facility": Any site where gasoline is transferred from a stationary storage tank to a motor vehicle gasoline tank used to provide fuel to the engine of that motor vehicle.

"Grain": The whole kernel or seed of corn, wheat, oats, soybeans and any other cereal or oil seed plant; and the normal fines, dust and foreign matter which results from

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harvesting, handling or conditioning. The grain shall be unaltered by grinding or processing.

"Grain-Drying Operation": Any operation, excluding aeration, by which moisture is removed from grain and which typically uses forced ventilation with the addition of heat.

"Grain-Handling and Conditioning Operation": A grain storage facility and its associate grain transfer, cleaning, drying, grinding and mixing operations.

"Grain-Handling Operation": Any operation where one or more of the following grain-related processes (other than grain-drying operation, portable grain-handling equipment, one-turn storage space, and excluding flour mills and feed mills) are performed: receiving, shipping, transferring, storing, mixing or treating of grain or other processes pursuant to normal grain operations.

"Green Tire Spraying": The spraying of green tires, both inside and outside, with release compounds which help remove air from the tire during molding and prevent the tire from sticking to the mold after curing.

"Green Tires": Assembled tires before molding and curing have occurred.

"Gross Heating Value": Amount of heat produced when a unit quantity of fuel is burned to carbon dioxide and water vapor, and the water vapor condensed as described in A.S.T.M. D-2015-66, D-900-55, D-1826-64 and D-240-64.

"Heavy Liquid": Liquid with a true vapor pressure of less than 0.3 kpa (0.04 psi) at 294.3° K (70° F) or 0.1 Reid Vapor Pressure as determined by A.S.T.M. method D-323, or which when distilled requires a temperature of 300° F or greater to recover 10% of the liquid as determined by A.S.T.M. method D-86.

"Heavy Metals": For the purposes of Section 9.4 of the Act, elemental, ionic, or combined forms of arsenic, cadmium, mercury, chromium, nickel and lead.

"Heavy, Off-Highway Vehicle Products": For the purposes of Section 215.204(k), heavy off-highway vehicle products shall include: heavy construction, mining, farming or material handling equipment; heavy industrial

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engines; diesel-electric locomotives and associated power generation equipment; and the components of such equipment or engines.

"Hot Well": The reservoir of a condensing unit receiving the condensate from a barometric condenser.

"Housekeeping Practices": Those activities specifically defined in the list of housekeeping practices developed by the Joint EPA - Industry Task Force and included herein under 35 Ill. Adm. Code 212.461.

"Incinerator": Combustion apparatus in which refuse is burned.

"Indirect Heat Transfer": Transfer of heat in such a way that the source of heat does not come into direct contact with process materials.

"In-Process Tank": A container used for mixing, blending, heating, reacting, holding, crystallizing, evaporating, or cleaning operations in the manufacture of pharmaceuticals.

"In-situ Sampling Systems": Nonextractive samplers or in-line samplers.

"Interior Body Spray Coat": A coating applied by spray to the interior of a can after the can body has been formed.

"Internal Transferring Area": Areas and associated equipment used for conveying grain among the various grain operations.

"Large Appliance Coating": The application of a coating material to the component metal parts (including but not limited to doors, cases, lids, panels and interior support parts) of residential and commercial washers, dryers, ranges, refrigerators, freezers, water heaters, dishwashers, trash compactors, air conditioners and other similar products.

"Light-Duty Truck": Any second division motor vehicle, as that term is defined in the Illinois Vehicle Code, (Ill. Rev. Stat. 19857, ch. 95^{1/2} pars. 1-100 et seq.) weighing less than 3854 kilograms (8500 pounds) gross.

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"Liquid-Mounted Seal": A primary seal mounted in continuous contact with the liquid between the tank wall and the floating roof edge around the circumference of the roof.

"Liquid Service": Means that the equipment or component contains process fluid that is in a liquid state at operating conditions.

"Liquids Dripping": Any visible leaking from a seal including spraying, misting, clouding and ice formation.

"Load-Out Area": Any area where grain is transferred from the grain-handling operation to any vehicle for shipment or delivery.

"Low Solvent Coating": A coating which contains less organic solvent than the conventional coatings used by the industry. Low solvent coatings include water-borne, higher solids, electro-deposition and powder coatings.

"Magnet Wire Coating": The application of a coating of electrically insulating varnish or enamel to conducting wire to be used in electrical machinery.

"Major Dump Pit": Any dump pit with an annual grain through-put of more than 300,000 bushels, or which receives more than 40% of the annual grain through-put of the grain-handling operation.

"Major Metropolitan Area (MMA)": Any county or group of counties which is defined by the following Table:

MAJOR METROPOLITAN AREAS IN ILLINOIS (MMA's)

MMA COUNTIES INCLUDED IN MMA

Champaign-Urbana Chicago	Champaign Cook, Lake, Will, DuPage, McHenry, Kane, Grundy, Kendall, Kankakee Macon
Decatur	Peoria, Tazewell
Peoria	Winnebago
Rockford	Rock Island
Rock Island -- Moline	Sangamon
Springfield	St. Clair, Madison
St. Louis (Illinois)	McLean
Bloomington -- Normal	

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"Major Population Area (MPA)": Areas of major population concentration in Illinois, as described below:

The area within the counties of Cook; Lake; DuPage; Will; the townships of Burton, Richmond, McHenry, Greenwood, Nunda, Door, Algonquin, Grafton and the municipality of Woodstock, plus a zone extending two miles beyond the boundary of said municipality located in McHenry County; the townships of Dundee, Rutland, Elgin, Plato, St. Charles, Campton, Geneva, Blackberry, Batavia, Sugar Creek and Aurora located in Kane County; and the municipalities of Kankakee, Bradley and Bourbonnais, plus a zone extending two miles beyond the boundaries of said municipalities in Kankakee County.

The area within the municipalities of Rockford and Loves Park, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Rock Island, Moline, East Moline, Carbon Cliff, Milan, Oak Grove, Silvis, Hampton, Greenwood and Coal Valley, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Galesburg and East Galesburg, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Bartonville, Peoria and Peoria Heights, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Pekin, North Pekin, Marquette Heights, Creve Coeur and East Peoria, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Bloomington and Normal, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Champaign, Urbana and Savoy, plus a zone extending two miles beyond the boundaries of said municipalities.

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The area within the municipalities of Decatur, Mt. Zion, Harriestown and Forsyth, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Springfield, Leland Grove, Jerome, Southern View, Grandview, Sherman and Chatham, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the townships of Godfrey, Foster, Wood River, Fort Russell, Chouteau, Edwardsville, Venice, Nameoki, Alton, Granite City and Collinsville located in Madison County; and the townships of Stites, Canteen, Centreville, Caseyville, St. Clair, Sugar Loaf and Stookey located in St. Clair County.

"Manufacturing Process": A process emission source or series of process emission sources used to convert raw materials, feed stocks, subassemblies or other components into a product, either for sale or for use as a component in a subsequent manufacturing process.

"Metal Furniture Coating": The application of a coating material to any furniture piece made of metal or any metal part which is or will be assembled with other metal, wood, fabric, plastic or glass parts to form a furniture piece including, but not limited to, tables, chairs, wastebaskets, beds, desks, lockers, benches, shelving, file cabinets, lamps and room dividers. This definition shall not apply to any coating line coating metal parts or products that is identified under the Standard Industrial Classification Code for Major Groups 33, 34, 35, 36, 37, 38, 39, 40 or 41.

"Miscellaneous Fabricated Product Manufacturing Process":

A manufacturing process involving one or more of the following applications, including any drying and curing of formulations, and capable of emitting volatile organic material:

Adhesives to fabricate or assemble non-furniture components or products

Asphalt solutions to paper or fiberboard

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Asphalt to paper or felt

Coatings or dye to leather

Coatings to plastic

Coatings to rubber or glass

Curing of furniture adhesives in an oven which would emit in excess of 10 tons of volatile organic material per year if no air pollution control equipment were used

Disinfectant material to manufactured items

Plastic foam scrap or "fluff" from the manufacture of foam containers and packaging material to form resin pellets

Resin solutions to fiber substances

Rubber solutions to molds

Viscose solutions for food casings

The storage and handling of formulations associated with the process described above.

The use and handling of organic liquids and other substances for clean-up operations associated with the process described above.

"Miscellaneous Formulation Manufacturing Process":

A manufacturing process which compounds one or more of the following and is capable of emitting volatile organic material:

Adhesives

Asphalt solutions

Caulks, sealants or waterproofing agents

Coatings, other than paint and ink

Concrete curing compounds

Dyes

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Friction materials and compounds

Resin solutions

Rubber solutions

Viscose solutions

The storage and handling of formulations associated with the process described above.

The use and handling of organic liquids and other substances for clean-up operations associated with the process described above.

"Miscellaneous Metal Parts and Products": For the purpose of 35 Ill. Adm. Code 215.204, miscellaneous metal parts and products shall include farm machinery, garden machinery, small appliances, commercial machinery, industrial machinery, fabricated metal products and any other industrial category which coats metal parts or products under the Standard Industrial Classification Code for Major Groups 33, 34, 35, 36, 37, 38 or 39 with the exception of the following: coating lines subject to 35 Ill. Adm. Code 215.204(a)-(i) and (k), automobile or light-duty truck refinishing, the exterior of marine vessels and the customized top coating of automobiles and trucks if production is less than thirty-five vehicles per day.

"Miscellaneous Organic Chemical Manufacturing Process":

A manufacturing process which produces by chemical reaction, one or more of the following organic compounds or mixtures of organic compounds and which is capable of emitting volatile organic materials:

Chemicals listed in 35 Ill. Adm. Code 215. Appendix D.

Chlorinated and sulfonated compounds

Cosmetic, detergent, soap or surfactant intermediaries or specialties and products

Disinfectants

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Food additives

Oil and petroleum product additives

Plasticizers

Resins or polymers

Rubber additives

Sweeteners

Varnishes

The storage and handling of formulations associated with the process described above.

The use and handling of organic liquids and other substances for clean-up operations associated with the process described above.

"Mixing Operation": The operation of combining two or more ingredients, of which at least one is a grain.

"New Grain-Drying Operation": Any grain-drying operation the construction or modification of which is commenced on or after June 30, 1975.

"New Grain-Handling Operation": Any grain-handling operation the construction or modification of which is commenced on or after June 30, 1975.

"No Detectable Volatile Organic Material Emissions": A discharge of volatile organic material into the atmosphere as indicated by an instrument reading of less than 500 ppm above background as determined in accordance with 40 CFR 60.485(c).

"One Hundred Percent Acid": Acid with a specific gravity of 1.8205 at 30° C in the case of sulfuric acid and 1.4952 at 30° C in the case of nitric acid.

"One-Turn Storage Space": That space used to store grain with a total annual through-put not in excess of the total bushel storage of that space.

"Opacity": A condition which renders material partially or wholly impervious to transmittance of light and causes obstruction of an observer's view. For the

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purposes of these regulations, the following equivalence between opacity and Ringelmann shall be employed:

Opacity Percent	Ringelmann
10	0.5
20	1.
30	1.5
40	2.
60	3.
80	4.
100	5.

"Open Top Vapor Degreasing": The batch process of cleaning and removing soils from surfaces by condensing hot solvent vapor on the colder metal parts.

"Operator of Gasoline Dispensing Facility": Any person who is the lessee of or operates, controls or supervises a gasoline dispensing facility.

"Organic Material": Any chemical compound of carbon including diluents and thinners which are liquids at standard conditions and which are used as solvents, viscosity reducers or cleaning agents, but excluding methane, carbon monoxide, carbon dioxide, carbonic acid, metallic carbonic acid, metallic carbide, metallic carbonates and ammonium carbonate.

"Organic Materials": For the purposes of Section 9.4 of the Act, any chemical compound of carbon including diluents and thinners which are liquids at standard conditions and which are used as solvents, viscosity reducers, or cleaning agents, and polychlorinated dibenzo-p-dioxins, polychlorinated dibenzofurans and polynuclear aromatic hydrocarbons shall be considered to be organic materials. Methane, carbon monoxide, carbon dioxide, carbonic acid, metallic carbonic acid, metallic carbide, metallic carbonates and ammonium carbonate shall not be considered to be organic materials for the purposes of Ill. Rev. Stat. 19857, ch. 111 1/2, par. 1009.4.

"Organic Vapor": Gaseous phase of an organic material or a mixture of organic materials present in the atmosphere.

"Overvarnish": A coating applied directly over ink or printing.

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"Owner of Gasoline Dispensing Facility": Any person who has legal or equitable title to a stationary storage tank at a gasoline dispensing facility.

"Packaging Rotogravure Printing": Rotogravure printing upon paper, paper board, metal foil, plastic film and other substrates, which are, in subsequent operations, formed into packaging products or labels for articles to be sold.

"Paint Manufacturing Plant": A plant that mixes, blends, or compounds enamels, lacquers, sealers, shellacs, stains, varnishes or pigmented surface coatings.

"Paper Coating": The application of a coating material to paper or pressure sensitive tapes, regardless of substrate, including web coating on plastic fibers and decorative coatings on metal foil.

"Particulate Matter": Any solid or liquid material, other than water, which exists in finely divided form.

"Petroleum Liquid": Crude oil, condensate or any finished or intermediate product manufactured at a petroleum refinery, but not including Number 2 through Number 6 fuel oils as specified in A.S.T.M. D-396-69, gas turbine fuel oils Numbers 2-GT through 4-GT as specified in A.S.T.M. D-2880-71 or diesel fuel oils Numbers 2-D and 4-D, as specified in A.S.T.M. D-975-68.

"Petroleum Refinery": Any facility engaged in producing gasoline, kerosene, distillate fuel oils, residual fuel oils, lubricants, or other products through distillation, cracking, extraction or reforming of unfinished petroleum derivatives.

"Pharmaceutical": Any compound or mixture, other than food, used in the prevention, diagnosis, alleviation, treatment or cure of disease in man and animal.

"Photochemically Reactive Material": Any organic material with an aggregate of more than 20 percent of its total volume composed of the chemical compounds classified below or the composition of which exceeds any of the following individual percentage composition limitations. Whenever any photochemically reactive material or any constituent of any organic material may be classified from its chemical structure into more than

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one of the above groups of organic materials it shall be considered as a member of the most reactive group, that is, the group having the least allowable percent of the total organic materials.

A combination of hydrocarbons, alcohols, aldehydes, esters, ethers or ketones having an olefinic or cyclo-olefinic types of unsaturation: 5 percent. This definition does not apply to perchlorethylene or trichloroethylene.

A combination of aromatic compounds with eight or more carbon atoms to the molecule except ethylbenzene: 8 percent.

A combination of ethylbenzene, ketones having branched hydrocarbon structures or toluene: 20 percent.

"Pneumatic Rubber Tire Manufacture": The production of pneumatic rubber tires with a bead diameter up to but not including 20.0 inches and cross section dimension up to 12.8 inches, but not including specialty tires for antique or other vehicles when produced on equipment separate from normal production lines for passenger or truck type tires.

"polybasic Organic Acid Partial Oxidation Manufacturing Process": Any process involving partial oxidation of hydrocarbons with air to manufacture polybasic acids or their anhydrides, such as maleic anhydride, phthalic anhydride, terephthalic acid, isophthalic acid, trimellitic anhydride.

"portable Grain-Handling Equipment": Any equipment (excluding portable grain dryers) that is designed and maintained to be movable primarily for use in a non-continuous operation for loading and unloading one-turn storage space, and is not physically connected to the grain elevator, provided that the manufacturer's rated capacity of the equipment does not exceed 10,000 bushels per hour.

"Portland Cement Process": Any facility manufacturing portland cement by either the wet or dry process.

"Power Driven Fastener Coating": The coating of nail, staple, brad and finish nail fasteners where such fasteners are fabricated from wire or rod of 0.0254 inch

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diameter or greater, where such fasteners are bonded into coils or strips, such coils and strips containing a number of such fasteners, which fasteners are manufactured for use in power tools, and which fasteners must conform with formal standards for specific uses established by various federal and national organizations including Federal Specification FF-N-105b of the General Services Administration dated August 23, 1977 (does not include any later amendments or editions; U.S. Army Armament Research and Development Command, Attn: DRDAR-TST, Rock Island, IL 61201), Bulletin UM-25d of the U.S. Department of Housing and Urban Development - Federal Housing Administration dated September 5, 1973 (does not include any later amendments or editions; Department of HUD, 547 W. Jackson Blvd., Room 1005, Chicago, IL 60606), and the Model Building Code of the Council of American Building Officials, and similar standards. For the purposes of this definition, the terms "brad" and "finish nail" refer to single leg fasteners fabricated in the same manner as staples. The application of coatings to staple, brad, and finish nail fasteners may be associated with the incremental forming of such fasteners in a cyclic or repetitious manner (incremental fabrication) or with the forming of strips of such fasteners as a unit from a band of wires (unit fabrication).

"PPM (Vol) - (Parts per Million) (Volume)": A volume/volume ratio which expresses the volumetric concentration of gaseous air contaminant in a million unit volumes of gas.

"Pressure Release": The emission of materials resulting from system pressure being greater than set pressure of the pressure relief device.

"Pressure Tank": A tank in which fluids are stored at a pressure greater than atmospheric pressure.

"Prime Coat": The first film of coating material applied in a multiple coat operation.

"Prime Surfacers Coat": A film of coating material that touches up areas on the surface not adequately covered by the prime coat before application of the top coat.

"Process": Any stationary emission source other than a fuel combustion emission source or an incinerator.

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"Process Unit": Components assembled to produce, as intermediate or final products, one or more of the chemicals listed in 35 Ill. Adm. Code 215. Appendix D. A process unit can operate independently if supplied with sufficient feed or raw materials and sufficient storage facilities for the product.

"Process Unit Shutdown": A work practice or operational procedure that stops production from a process unit or part of a process unit. An unscheduled work practice or operational procedure that stops production from a process unit or part of a process unit for less than 24 hours is not a process unit shutdown. The use of spare components and technically feasible bypassing of components without stopping production is not a process unit shutdown.

"Process Weight Rate": The actual weight or engineering approximation thereof of all materials except liquid and gaseous fuels and combustion air, introduced into any process per hour. For a cyclical or batch operation, the process weight rate shall be determined by dividing such actual weight or engineering approximation thereof by the number of hours of operation excluding any time during which the equipment is idle. For continuous processes, the process weight rate shall be determined by dividing such actual weight or engineering approximation thereof by the number of hours in one complete operation, excluding any time during which the equipment is idle.

"Production Equipment Exhaust System": A system for collecting and directing into the atmosphere emissions of volatile organic material from reactors, centrifuges and other process emission sources.

"Publication Rotogravure Printing": Rotogravure printing upon paper which is subsequently formed into books, magazines, catalogues, brochures, directories, newspaper supplements or other types of non-packaging printed materials.

"Purged Process Fluid": Liquid or vapor from a process unit that contains volatile organic material and that results from flushing or cleaning the sample line(s) of a process unit so that an uncontaminated sample may then be taken for testing or analysis.

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"Reactor": A vat, vessel or other device in which chemical reactions take place.

"Reasonably Available Control Technology (RACT)": The lowest emission limitation that an emission source is capable of meeting by the application of control technology that is reasonably available considering technological and economic feasibility.

"Refinery Fuel Gas": Any gas which is generated by a petroleum refinery process unit and which is combusted at the refinery, including any gaseous mixture of natural gas and fuel gas.

"Refinery Unit, Process Unit or Unit": A set of components which are a part of a basic process operation such as distillation, hydrotreating, cracking or reforming of hydrocarbons.

"Residual Fuel Oil": Fuel oils of grade No. 4, 5 and 6 as specified in detailed requirements for fuel oils A.S.T.M. D-396-69 (1971).

"Restricted Area": The area within the boundaries of any "municipality" as defined in the Illinois Municipal Code, plus a zone extending one mile beyond the boundaries of any such municipality having a population of 1000 or more according to the latest federal census.

"Ringelmann Chart": The chart published and described in the Bureau of Mines, U.S. Department of Interior, Information Circular 8333 (Revision of IC7718) May 1, 1967, or any adaptation thereof which has been approved by the Agency.

"Roadway": Any street, highway, road, alley, sidewalk, parking lot, airport, rail bed or terminal, bikeway, pedestrian mall or other structure used for transportation purposes.

"Roll Printing": The application of words, designs and pictures to a substrate usually by means of a series of hard rubber or metal rolls each with only partial coverage.

"Rotogravure Printing": The application of words, designs and pictures to a substrate by means of a roll printing technique in which the pattern to be applied is recessed relative to the non-image area.

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"Safety Relief Valve": A valve which is normally closed and which is designed to open in order to relieve excessive pressures within a vessel or pipe.

"Sandblasting": The use of a mixture of sand and air at high pressures for cleaning and/or polishing any type of surface.

"Sensor": A device that measures a physical quantity or the change in a physical quantity such as temperature, pressure, flow rate, pH, or liquid level.

"Set of Safety Relief Valves": One or more safety relief valves designed to open in order to relieve excessive pressures in the same vessel or pipe.

"Sheet Basecoat": A coating applied to metal when the metal is in sheet form to serve as either the exterior or interior of a can for either two-piece or three-piece cans.

"Shotblasting": The use of a mixture of any metallic or non-metallic substance and air at high pressures for cleaning and/or polishing any type of surface.

"Side-Seam Spray Coat": A coating applied to the seam of a three-piece can.

"Smoke": Small gas-borne particles resulting from incomplete combustion, consisting predominately but not exclusively of carbon, ash and other combustible material, that form a visible plume in the air.

"Smokeless Flare": A combustion unit and the stack to which it is affixed in which organic material achieves combustion by burning in the atmosphere such that the smoke or other particulate matter emitted to the atmosphere from such combustion does not have an appearance density or shade darker than No. 1 of the Ringelmann Chart.

"Solvent Cleaning": The process of cleaning soils from surfaces by cold cleaning, open top vapor degreasing or conveyorized degreasing.

"Specialty High Gloss Catalyzed Coating": Commercial contract finishing of material prepared for printers and lithographers where the finishing process uses a

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solvent-borne coating, formulated with a catalyst, in a quantity of no more than 12,000 gallons/year as supplied, where the coating machines are sheet fed and the coated sheets are brought to a minimum surface temperature of 190° F, and where the coated sheets are to achieve the minimum specular reflectance index of 65 measured at a 60 degree angle with a gloss meter.

"Splash Loading": A method of loading a tank, railroad tank car, tank truck or trailer by use of other than a submerged loading pipe.

"Stack": A flue or conduit, free-standing or with exhaust port above the roof of the building on which it is mounted, by which air contaminants are emitted into the atmosphere.

"Standard Conditions": A temperature of 70° F and a pressure of 14.7 pounds per square inch absolute (psia).

"Standard Cubic Foot (scf)": The volume of one cubic foot of gas at standard conditions.

"Startup": The setting in operation of an emission source for any purpose.

"Stationary Emission Source": An emission source which is not self-propelled.

"Stationary Storage Tank": Any container of liquid or gas which is designed and constructed to remain at one site.

"Submerged Loading Pipe": Any loading pipe the discharge opening of which is entirely submerged when the liquid level is 6 inches above the bottom of the tank. When applied to a tank which is loaded from the side, any loading pipe the discharge of which is entirely submerged when the liquid level is 18 inches or two times the loading pipe diameter, whichever is greater, above the bottom of the tank. The definition shall also apply to any loading pipe which is continuously submerged during loading operations.

"Sulfuric Acid Mist": Sulfuric acid mist as measured according to the method specified in 35 Ill. Adm. Code 214.101(b).

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"Surface Condenser": A device which removes a substance from a gas stream by reducing the temperature of the stream, without direct contact between the coolant and the stream.

"Synthetic Organic Chemical or Polymer Manufacturing Plant": A plant that produces, as intermediates or final products, one or more of the chemicals or polymers listed in 35 Ill. Adm. Code 215. Appendix D.

"Top Coat": A film of coating material applied in a multiple coat operation other than the prime coat, final repair coat or prime surfacer coat.

"Transfer Efficiency": The weight or volume of coating adhering to the material being coated divided by the weight or volume of coating delivered to the coating applicator and multiplied by 100 to equal a percentage.

"Tread End Cementing": The application of a solvent-based cement to the tire tread ends.

"True Vapor Pressure": The equilibrium partial pressure exerted by a petroleum liquid as determined in accordance with methods described in American Petroleum Institute Bulletin 2517, "Evaporation Loss From Floating Roof Tanks" (1962).

"Turnaround": The procedure of shutting down an operating refinery unit, emptying gaseous and liquid contents to do inspection, maintenance and repair work, and putting the unit back into production.

"Undertread Cementing": The application of a solvent-based cement to the underside of a tire tread.

"Unregulated Safety Relief Valve": A safety relief valve which cannot be actuated by a means other than high pressure in the pipe or vessel which it protects.

"Vacuum Producing System": Any reciprocating, rotary or centrifugal blower or compressor, or any jet ejector or device that creates suction from a pressure below atmospheric and discharges against a greater pressure.

"Valves Not Externally Regulated": Valves that have no external controls, such as in-line check valves.

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"Vapor Balance System": Any combination of pipes or hoses which creates a closed system between the vapor spaces of an unloading tank and a receiving tank such that vapors displaced from the receiving tank are transferred to the tank being unloaded.

"Vapor Collection System": All piping, seals, hoses, connections, pressure-vacuum vents, and other possible sources between the gasoline delivery vessel and the vapor processing unit and/or the storage tanks and vapor holder.

"Vapor Control System": Any system that prevents release to the atmosphere of organic material in the vapors displaced from a tank during the transfer of gasoline.

"Vapor-Mounted Primary Seal": A primary seal mounted with an air space bounded by the bottom of the primary seal, the tank wall, the liquid surface and the floating roof.

"Vinyl Coating": The application of a topcoat or printing to vinyl coated fabric or vinyl sheets.

"Volatile Organic Liquid": Any liquid which contains volatile organic material.

"Volatile Organic Material":

Any organic material which participates in atmospheric photochemical reactions unless specifically exempted from this definition. Volatile organic material emissions shall be measured by the reference methods specified under 40 CFR 60, Appendix A (1986) (no future amendments or editions are included), or, if no reference method is applicable, may be determined by mass balance calculations.

For purposes of this definition, the following are not volatile organic materials:

Chlorodifluoromethane
Chloropentafluoroethane
Dichlorodifluoromethane
Dichlorotetrafluoroethane
Ethane
Methane

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Methylene chloride
1,1,1, Trichloroethane
Trichlorofluoromethane
Trichlorotrifluoroethane
Trifluoromethane

"Volatile Petroleum Liquid": Any petroleum liquid with a true vapor pressure that is greater than 1.5 psia (78 millimeters of mercury) at standard conditions.

"Wastewater (Oil/Water) Separator": Any device or piece of equipment which utilizes the difference in density between oil and water to remove oil and associated chemicals of water, or any device, such as a flocculation tank or a clarifier, which removes petroleum derived compounds from waste water.

"Weak Nitric Acid Manufacturing Process": Any acid producing facility manufacturing nitric acid with a concentration of less than 70 percent by weight.

"Woodworking": The shaping, sawing, grinding, smoothing, polishing and making into products of any form or shape of wood.

(Source: Amended at 13 Ill. Reg. 10862 effective June 27, 1989)

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- 1) The Heading of the Part: Organic Material Emission Standards
And Limitations

- 2) The Code Citation: 35 Ill. Adm. Code 215

- 3) Section Number: Adopted Action:

215.104 Amend

215.105 Amend

215.420, 215.430 Amend

215.432 Amend

215.435 Amend

215.437 Amend

215.438 Renumber, New Section

215.439 Renumber, Amend

215. Appendix D. Amend

- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 111^{1/2} pars. 1010 and 1027

- 5) Effective Date of Rule(s) (Amendments, Repealer): June 27, 1989

- 6) Does this rulemaking contain an automatic repeal date?: No.

If so, please specify date: _____

- 7) Does this rule (amendment, repealer) contain incorporations by reference? Yes, pursuant to Section 6.02(a) of the APA which does not require JCAR approval.

If "yes," was a copy of the approval form issued by JCAR attached to this rulemaking?

- 8) Date Filed in Agency's Principal Office: May 25, 1989.

- 9) Notice(s) of Proposal Published in Illinois Register: 12 Ill. Reg. 15412 September 30, 1988.

- 10) Has JCAR issued a Statement of Objections to this (these) Rule(s)? If answer is "yes," please complete the following: No.

A) Statement of Objection: _____, Ill. Reg. _____.

B) Agency Response: _____, Ill. Reg. _____.

C) Date Agency Response Submitted for Approval to JCAR:

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- 11) Difference(s) between proposal and final version:

A) The definition of "Light Liquid", proposed to be deleted, has been left in Section 215.104.

B) Generally, degree symbols "O" have been added where necessary. Also, punctuation marks have been corrected.

C) Section 215.420: 215.329 has been corrected to 215.439, in the first paragraph.

D) Section 215.435: "in light liquid service and in gas services" has been added after "percentage of valves".

E) All references to "zero volatile organic material emissions" have been replaced with "no detectable volatile organic material emissions".

F) Section 215.438(e): "its design" has been replaced with "the manufacturer's specifications, modified to the particular process design."

- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.

- 13) Will this rule (amendments, repealer) replace an emergency rule currently in effect? No.

- 14) Are there any amendments pending on this Part? No.

Section Numbers: Proposed Action: Ill. Reg. Citation:

- 15) Summary and Purpose of Rule(s):

Section 172 of the Clean Air Act requires that the State of Illinois revise its State Implementation Plan ("SIP") to require existing stationary sources in nonattainment areas to use reasonably available control technology ("RACT"). On May 19, 1978, the United States Environmental Protection Agency ("USEPA") gave notice at 43 Fed. Reg. 21673 that the SIP must include, at least four major urban areas, enforceable regulations reflecting the application of RACT to those stationary sources for which the USEPA has published Control Technology Guidelines (CTGs). As a result, legally enforceable RACT regulations were required to be submitted for all sources for which CTGs were published by January 1977.

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In August of 1981, a draft CTG entitled "Control of Volatile Organic Chemical, Polymer, and Resin Manufacturing Equipment" was published by the USEPA and subsequently finalized.

In 1982, the Illinois Environmental Protection Agency ("Agency") proposed regulations in R82-14 to the Pollution Control Board ("Board"). The Board subsequently adopted a revised version of the regulations at 35 Ill. Adm. Code 215, Subpart Q: Synthetic Organic Chemical and Polymer Manufacturing ("SOCMI"). The regulations were then submitted to the USEPA as revisions to the Illinois SIP.

USEPA Region V reviewed the Illinois proposed SIP revisions and concluded that the Illinois SOCMI leak rule needed major revisions in order to conform with the USEPA definition of RACT specified in the CTG for the SOCMI category. Specifically, the USEPA thought that the Illinois rule contained excessive exemptions and did not represent a quarterly leak detection and repair program.

USEPA informed the Agency in 1986 that the Illinois rules covering the SOCMI category did not conform to RACT. In several letters, the USEPA cited the inadequacy of the Illinois ozone SIP, in part due to inadequate SOCMI regulations in Illinois. The USEPA also indicated that the Illinois revised ozone SIP would not be approved by the USEPA unless Illinois corrected its rules to reflect USEPA defined RACT for various source categories, including the SOCMI category.

The Agency examined each of the deficiencies in the Illinois SOCMI regulations and drafted a proposal (R86-39) which it submitted to the Board on January 28, 1987 to correct the cited deficiencies. The Board subsequently adopted a revised version of these regulations on November 25, 1987. The regulations were then submitted to the USEPA as revisions to the Illinois SIP.

In early 1988, four major SOCMI facilities filed variance petitions with the Board asserting, in part, the technical infeasibility and economic unreasonableness of complying with 35 Ill. Adm. Code 215.437(c). Specifically, the companies claim that, due to the nature of their operations, it is currently impossible to design and utilize the closed purge system and closed vent system described in Section 215.437(c). Based upon the claims of the four facilities,

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the Agency assumes that the control measures specified in Section 215.437(c) would not be technically feasible or economically reasonable for other similar SOCMI facilities. The Agency therefore decided to revise the regulation in conjunction with the four corporate petitioners to correct the deficiencies in Section 215.437(c) and other related matters rather than to grant site-specific relief to the various SOCMI facilities in Illinois.

These revised rules will become a part of Illinois SIP for ozone and, as all RACT rules, are necessary for nonattainment areas to come into attainment with the ozone standard. Interlining and underlining are present to show how the new sections differ from the previous rule.

- 16) Information and questions regarding this adopted rule shall be directed to:

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The full text of the adopted rule(s) begins on the following page:

POLLUTION CONTROL BOARD

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SUBTITLE B: AIR POLLUTION
CHAPTER I: POLLUTION CONTROL BOARD
SUBCHAPTER C: EMISSIONS STANDARDS AND LIMITATIONS FOR
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PART 215
ORGANIC MATERIAL EMISSION STANDARDS AND LIMITATIONS

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Appendix F

Coefficients for the Total Resource Effectiveness Index (TRE) Equation

AUTHORITY: Implementing Section 10 and authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1987, ch. 111½ pars. 1010 and 1027).

SOURCE: Adopted as Chapter 2: Air Pollution, Rule 205: Organic Material Emission Standards and Limitations, R71-23, 4 PCB 191, filed and effective April 14, 1972; amended in R77-3, 33 PCB 357, at 3 Ill. Reg. 18, p. 41, effective May 3, 1979; amended in R78-3 and R78-4, 35 PCB 75, at 3 Ill. Reg. 30, p. 124, effective July 28, 1979; amended in R80-5 at 7 Ill. Reg. 1244, effective January 21, 1983; codified at 7 Ill. Reg. 13601; Notice of Corrections at 7 Ill. Reg. 14575; amended in R82-14 at 8 Ill. Reg. 13254, effective July 12, 1984; amended in R83-36 at 9 Ill. Reg. 9114, effective May 30, 1985; amended in R82-14 at 9 Ill. Reg. 13960, effective August 28, 1985; amended in R85-28 at 11 Ill. Reg. 3127, effective February 3, 1987; amended in R82-14 at 11 Ill. Reg. 7296, effective April 3, 1987; amended in R85-21(A) at 11 Ill. Reg. 11770, effective June 29, 1987; recodified in R86-39 at 11 Ill. Reg. 13541; amended in R82-14 and R86-12 at 11 Ill. Reg. 16706, effective September 30, 1987; amended in R85-21(B) at 11 Ill. Reg. 19117, effective November 9, 1987; amended in R86-36, R86-39, R86-40 at 11 Ill. Reg. 20829, effective December 14, 1987; amended in R82-14 and R86-37 at 12 Ill. Reg. 815, effective December 24, 1987; amended in R86-18 at 12 Ill. Reg. 7311, effective April 8, 1988; amended in R86-10 at 12 Ill. Reg. 7650, effective April 11, 1988; amended in R88-23 at 13 Ill. Reg. 10893, effective June 27, 1989.

SUBPART A: GENERAL PROVISIONS

Section 215.104 Definitions

The definitions of 35 Ill. Adm. Code 201 and 211 apply to this Part, as well as the definitions contained in this Section. Where the definition contained in this Section is more specific than that found in Part 35 Ill. Adm. Code 201 or 211, it shall take precedence in application of this Part.

"Binders": Organic materials and resins which do not include volatile organic materials.

"Clear Topcoat": The final coating which contains binders, but not opaque pigments, and is specifically formulated to form a transparent or translucent solid protective film.

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1) ASTM D 1644-59 Method A

2) ASTM D 1475-60

3) ASTM D 2369-73

4) ASTM D 2879-83 (Approved 1983)

5) ASTM D 323-82 (Approved 1982)

6) ASTM D 86-82 (Approved 1982)

7) ASTM E 260-73 (Approved 1973), E 168-67 (Reapproved 1977), E 169-63 (Reapproved 1981), E 20 (Approved 1985)

8) ASTM D 97-66

9) ASTM D 1946-67

10) ASTM D 2382-76

11) ASTM D 2504-83

12) ASTM D 2382-83

b) Federal Standard 141a, Method 4082.1.

c) National Fire Codes, National Fire Prevention Association, Battery March Park, Quincy, Massachusetts 02269 (1979).

d) United States Environmental Protection Agency, Washington, D.C., EPA-450/2-77-026, Appendix A (October 1977).

e) United States Environmental Protection Agency, Washington, D.C., EPA-450/2-78-051 Appendix A and Appendix B (December 1978).

f) Standard Industrial Classification Manual, published by Executive Office of the President, Office of Management and Budget, Washington, D.C., 1972

g) 40 CFR 60, Appendix A7 (1986).

h) United States Environmental Protection Agency, Washington D.C., EPA-450/2-78-041.

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"Repair Coatings": Coatings to correct imperfections or damage to furniture surface.

"Repaired": For the purposes of Subpart Q, Sections 215.430 through 215.438 equipment component which is adjusted, or otherwise altered, to eliminate a leak.

"Sealer": Coating containing binders which seals the wood prior to application to subsequent coatings.

"Semi-transparent Stains": Stains containing dyes or semi-transparent pigments which are formulated to enhance wood grain and change the color of the surface but not to conceal the surface, including, but not limited to, sap stain, toner, non-grain raising stains, pad stain, spatter stain.

"Specialty Soybean Crushing Source": Any hexane extraction soybean crushing equipment using indirect steam heat in flash or vapor desolventizers as the primary method of desolventizing and producing specialty solvent extracted soy flakes, grits or flour.

"Wash Coat": Coating containing binders which seals wood surfaces, prevents undesired staining and controls penetration.

"Web": A substrate which is printed in continuous roll-fed presses.

"Wood Furniture": Room furnishings including cabinets (kitchen, bath and vanity), tables, chairs, beds, sofas, shutters, art objects, wood paneling, wood flooring, and any other coated furnishings made of wood, wood composition or fabricated wood materials.

(Source: Amended at 13 Ill. Reg. 10893, effective June 27, 1989)

Section 215.105 Incorporation by Reference

The following materials are incorporated by reference:

- a) American Society for Testing and Materials, 1916 Race Street, Philadelphia, PA 19103:

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"Conventional Soybean Crushing Source": Any hexane extraction soybean crushing equipment that uses direct contact steam for desolventizing and producing toasted soy meals.

"Furniture Coating Application Line": The combination of coating application equipment, flash-off area, spray booths, ovens, conveyors, and other equipment operated in a predetermined sequence for purpose of applying coating materials to wood furniture.

"Heatset": A class of web offset lithography which requires a heated dryer to solidify the printing inks.

"Heavy Liquid": Liquid with a true vapor pressure of less than 0.3 kpa (0.04 psi) at 294.30°K (70° F) established in a standard reference text or as determined by ASTM method D-2879; or which has 0.1 Reid Vapor pressure as determined by ASTM method D-323; or which when distilled requires a temperature of 421.95K (300° F) or greater to recover 10% of the liquid as determined by ASTM method D-86.

"In Vacuum Service": For the purposes of Subpart Q, Sections 215.430 through 215.438 equipment which is operating at an internal pressure that is at least 5 kpa (0.73 psia) below ambient pressure.

"Light Liquid": Volatile organic material in the liquid state which is not defined as heavy liquid.

"Light Oil": A liquid condensed or absorbed from coke oven gas composed of benzene, toluene, and xylene.

"Offset": Use of a blanket cylinder to transfer ink from the plate cylinder to the surface to be printed.

"Opaque Stains": All stains containing pigments not classified as semi-transparent stains including stains, glazes and other opaque material to give character to wood.

"Open-Ended/Valve": Any valve, except pressure relief devices, having one side of the valve in contact with process fluid and one side open to the atmosphere, either directly or through open piping.

"Pigments Coatings": Opaque coatings containing binders and colored pigments which are formulated to conceal the wood surface either as an undercoat or topcoat.

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BOARD NOTE: The incorporations by reference listed above contain no later amendments or editions.)

(Source: Amended at 13 Ill. Reg. 10893 effective June 27, 1989)

SUBPART Q: LEAKS FROM SYNTHETIC ORGANIC CHEMICAL
AND POLYMER MANUFACTURING EQUIPMENT

Section 215.420 Applicability

The provisions of Sections 215.421 through 215.429 of this subpart shall apply to all plants in the State of Illinois which manufacture synthetic organic chemicals and polymers, except those located in any of the following counties: Will, McHenry, Cook, DuPage, Lake, Kane, Madison, St. Clair, Macoupin, and Monroe. The provisions of Section 215.430 through ~~215.438~~ 215.439 shall apply to the counties specifically enumerated above. In addition, if any county is redesignated as non-attainment by the USEPA subsequent to December 31, 1987, the owner or operator of a plant located in that county shall comply with the requirements of Sections 215.430 through ~~215.438~~ 215.439 upon the effective date of the redesignation.

(Source: Amended at 13 Ill. Reg. 10893 effective June 27, 1989)

Section 215.430 General Requirements

The owner or operator of a plant which processes more than 3660 mg/yr (4033 tons/year) gaseous ~~or~~ and light liquid volatile organic material, and whose components are used to manufacture the synthetic organic chemicals or polymers listed in Appendix D, shall conduct leak inspection and repair programs for that equipment in accordance with this Subpart comply with Sections 215.430 to 215.439. ~~Leak inspection and repair programs shall be conducted for that equipment.~~ The provisions of Sections 215.430 to 215.439 are applicable to components containing 10 percent or more by weight volatile organic material as determined by ASTM method E-168, E-169 and E-260, incorporated by reference in Section 215.105. Those components that are not process unit components are exempt from Sections 215.430 to 215.439. A component shall be considered to be leaking if the volatile organic material is equal to, or is greater than 10,000 ppmv as methane or hexane as determined by USEPA Reference Method 21, as specified at 40 CFR 60, Appendix A, incorporated by reference in Section 215.105, indication of liquids dripping, or indication by a sensor that a seal or barrier fluid system has failed. The provisions of this Subpart are not applicable if the equipment components are used to produce heavy liquid chemicals only from heavy liquid feed or raw materials.

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(Source: Amended at 13 Ill. Reg. 10893 effective June 27, 1989)

Section 215.432 Inspection Program for Leaks

The owner or operator of a synthetic organic chemical or polymer manufacturing plant subject to Section 215.430 through ~~215.438~~ 215.439, shall for the purposes of detecting leaks, conduct a component inspection program utilizing the test methods specified in USEPA Reference Method 21, 40 CFR 60, Appendix A (1986), incorporated by reference in Section 215.105, consistent with the following provisions:

- a) Test annually those components operated near extreme temperature or pressure such that they would be unsafe to routinely monitor, and those components located more than two meters above permanent worker access structures or surfaces;
- b) Test quarterly all other pressure relief valves in gas service, pumps in light liquid service, valves in light liquid service and in gas service, and compressors.
- c) If less than or equal to 2 percent of the valves in light liquid service and in gas service tested pursuant to subsection (b) are found not to leak for 5 consecutive quarters, no leak tests shall be required for three consecutive quarters. Thereafter, leak tests shall resume for the next quarter. If that test shows less than or equal to 2 percent of the valves in light liquid service and in gas service are leaking, then no tests are required for the next 3 quarters. If more than 2 percent are leaking, then tests are required for the next 5 quarters.
- d) Observe visually all pump seals weekly.
- e) Test immediately any pump seal in light liquid service from which liquids are observed dripping.
- f) Test any relief valve within 24 hours after it has vented to the atmosphere.
- g) Routine instrument monitoring of valves which are not externally regulated, flanges, and equipment components in heavy liquid service, is not required. However, any valve which is not externally regulated, flange, or piece of equipment component in heavy liquid service that is found to be leaking on the basis of sight, smell

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or sound shall be repaired as soon as practicable but no later than 30 days after the leak is found.

- h) Test immediately after repair any component that was found leaking.
- i) Within 1 hour of its detection, a weatherproof, readily visible tag, in bright colors such as red or yellow, bearing an identification number and the date on which the leak was detected must be affixed on the leaking component and remain in place until the leaking component is repaired.
- j) Any component that is in vacuum service or any pressure relief devices connected to an operating flare header or to a vapor recovery device are exempt from the monitoring requirements in this Section.

(Source: Amended at 13 Ill. Reg. 10893 effective June 27, 1989)
Section 215.435 Report for Leaks

The owner or operator of a synthetic organic chemical or polymer manufacturing plant subject to Section 215.430 through 215.438 shall:

- a) Submit quarterly reports to the Agency on or before March 31, June 30, September 30, and December 31 of each year, listing all leaking components identified pursuant to Section 215.432 but not repaired within 15 days, all leaking components awaiting process unit shutdown, the total number of components inspected, the type of components inspected, and the total number of components found leaking, the total number of valves in light liquid service and in gas service inspected and the number and percentage of valves in light liquid service and in gas service found leaking.
- b) Submit a signed statement with the report attesting that all monitoring and repairs were performed as required under Section 215.430 through 215.436.

(Source: Amended at 13 Ill. Reg. 10893 effective June 27, 1989)
Section 215.437 Open-Ended Valves

- a) Each open-ended valve shall be equipped with a cap, blind flange, plug, or a second valve, except during operations requiring fluid flow through the open-ended valve.

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- b) Each open-ended valve equipped with a second valve shall be operated in a manner such that the valve on the process fluid end is closed before the second valve is closed.
- c) Components which are open-ended valves and which serve as a sampling connection shall be equipped with a closed purge system or closed vent system controlled such that:
 - 1) A closed purge system or closed vent system shall return purged process fluid shall be returned to the process line with no detectable zero VOC volatile organic material emissions to the atmosphere, or
 - 2) A closed purge system or closed vent system shall collect and recycle purged process fluid shall be collected and recycled to the process line with zero no detectable volatile organic material emissions to the atmosphere, or
 - 3) Purged process fluid shall be transported to a control device that complies with the requirements of Section 215.438.
- d) In-situ sampling systems are exempt from subsection (c).
(Source: Amended at 13 Ill. Reg. 10893 effective June 27, 1989)
Section 215.438 Standards for Control Devices
Control devices used to comply with Section 215.437(c) shall comply with following:
 - a) If the control device is a vapor recovery system (for example, condensers and adsorbers), it shall be designed and operated to recover the volatile organic material emissions vented to it with an efficiency of 95 percent or greater.
 - b) If the control device is an enclosed combustion device, it shall be designed and operated to reduce the volatile organic material emissions vented to it with an efficiency of 95 percent or greater, or to provide a minimum residence time of 0.75 seconds at a minimum temperature of 816° C.
 - c) If the control device is a flare, it shall:

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- 1) Be designed for and operated with no visible emissions as determined by USEPA Reference Method 22, 40 CFR 60, Appendix A (1986), incorporated by reference in Section 215.105, except for periods not to exceed a total of 5 minutes during any 2 consecutive hours.
- 2) Be operated with a pilot flame present at all times and shall be monitored with a thermocouple or any other equivalent device to detect the presence of the pilot flame.
- 3) Be steam-assisted, air assisted, or nonassisted.
- 4) Be used only with the net heating value of the gas being combusted being 11.2 MJ/scm (300 Btu/scf) or greater if the flare is steam-assisted or air-assisted; or with the net heating value of the gas being combusted being 7.45 MJ/scm or greater if the flare is nonassisted. The net heating value of the gas being combusted shall be calculated using the following equation:

$$H_f = K \sum_{i=1}^n C_i H_i$$

Where:

H_f = Net heating value of the sample in MJ/scm; where the net enthalpy per mole of offgas is based on combustion at 25° C and 760 mm Hg, but the standard temperature for determining the volume corresponding to one mole is 20° C.

K = Constant,

$$1.740 \times 10^{-7} \text{ (1/ppm)(gmole/scm)(MJ/Kcal)}$$

where

standard temperature for (g mole/scm) is 20° C.

C_i = Concentration of sample component i , in ppm, as measured by USEPA Reference Method 18, 40 CFR 60, Appendix A (1986), and ASTM D 2504-

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83, both incorporated by reference in Section 215.105.

H_i =

Net heat of combustion of sample component i , kcal/g mole. The heats of combustion may be determined using ASTM D 2382-83, incorporated by reference in Section 215.105, if published values are not available or cannot be calculated.

- 5) Steam-assisted and nonassisted flares shall be designed and operated with an exit velocity, as determined by dividing the volumetric flowrate (in units of standard temperature and pressure), as determined by USEPA Reference Method 2 or 2A, 40 CFR 60, Appendix A (1986) incorporated by reference in Section 215.105, as appropriate; by the unobstructed (free) cross sectional area of the flare tip, less than 18 m/sec (60 ft/sec.).
- 6) Air-assisted flares shall be designed and operated with an exit velocity less than the maximum permitted velocity, V_{max} , as determined by the following equation:
- $$V_{max} = 8.706 + 0.7084(H_f)$$
- $$V_{max} = \text{Maximum permitted velocity, m/sec.}$$
- $$8.706 = \text{Constant.}$$
- $$0.7084 = \text{Constant.}$$
- H_f = The net heating value as determined in subsection (c)(4) of this section.

d)

If the control device is a closed container, it shall be designed and operated to reduce the volatile organic material emissions, vented from purged process fluid after transfer, to no detectable volatile organic material emissions as determined by USEPA Reference Method 21 as specified at 40 CFR 60, Appendix A (1986), incorporated by reference in Section 215.105. For purposes of this Section, the phrase "after transfer" shall refer to the time at which the entire amount of purged process fluid resulting from a flushing or cleaning of the sample line enters the closed container or containers including the final container(s) prior to disposal.

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e) The owner or operator of a control device shall monitor the control device to ensure that it is operated and maintained in conformance with the manufacturer's specifications, modified to the particular process design.

f) The control device shall be operated at all times when emissions may be vented to it.

(Source: Former Section 215.438 renumbered to Section 215.439, new Section 215.438 adopted at 13 Ill. Reg. 10893 effective June 27, 1989.)

Section 215.438 215.439 Compliance Date

The owner or operator of a synthetic organic chemical or polymer manufacturing plant subject to Sections 215.430 through 215.438 215.439 shall comply with the standards and limitations of those Sections no later than December 31, 1987.

(Source: Section 215.439 renumbered from Section 215.438 and amended at 13 Ill. Reg. 10893, effective June 27, 1989.)

Appendix D List of Chemicals Defining Synthetic Organic Chemical and Polymer Manufacturing

CEPDB No.	CAS No.	Chemical
20	105-57-7	Acetal
30	75-07-0	Acetaldehyde
40	107-89-1	Acetaldehyde
50	60-35-5	Acetamide
65	103-84-4	Acetanilide
70	64-19-7	Acetic acid
80	108-24-7	Acetic anhydride
90	67-64-1	Acetone
100	75-86-5	Acetone cyanohydrin
110	75-05-8	Acetonitrile
120	98-86-2	Acetophenone
125	75-36-5	Acetyl chloride
130	74-86-2	Acetylene
140	107-02-8	Acrolein
150	79-06-1	Acrylamide
160	79-10-7	Acrylic acid & esters
170	107-13-1	Acrylonitrile
180	124-04-9	Adipic acid
185	111-69-3	Adiponitrile
190		Alkyl naphthalenes

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280	107-18-6	Allyl alcohol
290	107-05-1	Allyl chloride
300	1321-11-5	Aminobenzoic acid
310	111-41-1	Aminoethylethanamine
320	123-30-8	p-aminophenol
330	628-63-7	Amyl acetates
340	123-92-2	
350	71-41-0	Amyl alcohols
360	110-58-7	Amyl amine
370	543-59-9	Amyl chloride
380	110-68-7	Amyl mercaptans
390	1322-06-1	Amyl phenol
400	62-53-3	Aniline
410	142-04-1	Aniline hydrochloride
420	29191-52-4	Anisidine
430	100-66-3	Anisole
440	118-92-3	Anthranilic acid
450	84-65-1	Antraquinone
460	100-52-7	Benzaldehyde
470	55-21-0	Benzamide
480	71-43-2	Benzene
490	98-48-6	Benzenedisulfonic acid
500	98-11-3	Benzenesulfonic acid
510		Benzenesulfonic acid
520	134-81-6	Benzil
530	76-93-7	Benzilic acid
540	65-85-0	Benzoic acid
550	119-53-9	Benzoin
560	100-47-0	Benzonitrile
570	119-61-9	Benzophenone
580	98-07-7	Benzotrichloride
590	98-88-4	Benzoyl chloride
600	100-51-6	Benzyl alcohol
610	100-46-9	Benzyl amine Benzylamine
620	120-51-4	Benzyl benzoate
630	100-44-7	Benzyl chloride
640	98-87-3	Benzyl dichloride
650	92-52-4	Biphenyl
660	80-05-7	Bisphenol A
670	10-86-1	Bromobenzene
680	27497-51-4	Bromonaphthalene
690	106-99-0	Butadiene
700	106-98-9	1-butene
710	123-86-4	n-butyl acetate
720	141-32-2	n-butyl acrylate
730	71-36-3	n-butyl alcohol
740	78-92-2	s-butyl alcohol
750	75-65-0	t-butyl alcohol
760	109-73-9	n-butylamine

NOTICE OF ADOPTED AMENDMENTS

680	13952-84-6	s-butylamine
690	75-64-9	t-butylamine
700	98-73-7	p-tert-butyl benzoic acid
	107-88-0	1,3-butylene glycol
750	123-72-8	n-butyraldehyde
760	107-92-6	Butyric acid
770	106-31-0	Butyric anhydride
780	109-74-0	Butyronitrile
785	105-60-2	Caprolactam
790	75-1-50	Carbon disulfide
800	558-13-4	Carbon tetrabromide
810	55-23-5	Carbon tetrachloride
820	9004-35-7	Cellulose acetate
840	79-11-8	Chloroacetic acid
850	108-42-9	m-chloroaniline
860	95-51-2	o-chloroaniline
870	106-47-8	p-chloroaniline
880	35913-09-8	Chlorobenzaldehyde
890	108-90-7	Chlorobenzene
900	118-91-2	Chlorobenzoic acid
	535-80-8	
	74-11-3	
905	2136-81-4	Chlorobenzotrithchloride
	2136-89-2	
	5216-25-1	
910	1321-03-5	Chlorobenzoyl chloride
920	75-45-6	Chlorodifluoroethane
921	25497-29-4	Chlorodifluoromethane
930	67-66-3	Chloroform
940	25586-43-0	Chloronaphthalene
950	88-73-3	o-chloronitrobenzene
951	100-00-5	p-chloronitrobenzene
960	25167-80-0	Chlorophenols
964	126-99-8	Chloroprene
965	7790-94-5	Chlorosulfonic acid
970	108-41-8	m-chlorotoluene
980	95-49-8	o-chlorotoluene
990	106-43-4	p-chlorotoluene
992	75-72-9	Chlorotrifluoromethane
1000	108-39-4	m-cresol
1010	95-48-7	o-cresol
1020	106-44-5	p-cresol
1021	1319-77-3	Mixed cresols
1030	1319-77-3	Cresylic acid
1040	4170-30-0	Crotonaldehyde
1050	3724-65-0	Crtonic acid
1060	98-82-8	Cumene
1070	80-15-9	Cumene hydroperoxide
1080	372-09-8	Cyanoacetic acid

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

506-77-4	Cyanogen chloride
108-80-5	Cyanuric acid
108-77-0	Cyanuric chloride
110-82-7	Cyclohexane
108-93-0	Cyclohexanol
108-94-1	Cyclohexanone
110-83-8	Cyclohexene
108-91-8	Cyclohexylamine
111-78-4	Cyclooctadiene
112-30-1	Decanol
123-42-2	Diacetone alcohol
27576-04-1	Diaminobenzoic acid
95-76-1	Dichloroaniline
95-82-9	
554-00-7	
608-27-5	
608-31-1	
626-43-7	
27134-27-6	
57311-92-9	
541-73-1	m-dichlorobenzene
95-50-1	o-dichlorobenzene
106-46-7	p-dichlorobenzene
75-71-8	Dichlorodifluoromethane
111-44-4	Dichloroethyl ether
107-06-2	1,2-dichloroethane (EDC)
96-23-1	Dichlorohydrin
26952-23-8	Dichloropropene
101-83-7	Dicyclohexylamine
109-89-7	Diethylamine
111-46-6	Diethylene glycol
112-36-7	Diethylene glycol diethyl ether
111-96-6	Diethylene glycol dimethyl ether
112-34-5	Diethylene glycol dimethyl ether monobutyl ether
124-17-7	Diethylene glycol dimethyl ether monobutyl ether acetate
111-90-0	Diethylene glycol dimethyl ether monoethyl ether
112-15-2	Diethylene glycol dimethyl ether monoethyl ether acetate
111-77-3	Diethylene glycol dimethyl ether monoethyl ether acetate
64-67-5	Diethyl sulfide
75-37-6	Difluoroethane
25167-70-8	Diisobutylene
26761-40-0	Diisodecyl phthalate
27554-26-3	Diisooctyl phthalate
674-82-8	Diketene

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

1460	124-40-3	Dimethylamine
1470	121-69-7	N,N-dimethylaniline
1480	115-10-6	N,N-dimethyl ether dimethyl ether
1490	68-12-2	N,N-dimethylformamide
1495	57-14-7	Dimethylhydrazine
1500	77-78-1	Dimethyl sulfate
1510	75-18-3	Dimethyl sulfide
1520	67-68-5	Dimethyl sulfoxide
1530	120-61-6	Dimethyl terephthalate Dimethyl terephthalate
1540	99-34-3	3,5-dinitrobenzoic acid
1545	51-28-5	Dinitrophenol
1560	25321-14-6	Dinitrotoluene
1570	123-91-1	Dioxane
1580	646-06-0	Dioxilane
1590	122-39-4	Diphenylamine
1600	101-84-4	Diphenyl oxide
1610	102-08-9	Diphenyl thiourea
1620	25265-71-8	Dipropylene glycol
1630	25378-22-7	Dodecene
1640	28675-17-4	Dodecylamine
1650	27193-86-8	Dodecylphenol
1660	106-89-8	Epichlorohydrin
1670	64-17-5	Ethanol
1680	141-43-5C	Ethanolamines
1690	141-78-6	Ethyl acetate
1700	141-97-9	Ethyl acetoacetate
1710	140-88-5	Ethyl acrylate
1720	75-04-7	Ethylamine
1730	100-41-4	Ethylbenzene
1740	74-96-4	Ethyl bromide
1750	9004-57-3	Ethylcellulose
1760	75-00-3	Ethyl chloride
1770	105-39-5	Ethyl chloroacetate
1780	105-56-6	Ethylcyanoacetate
1790	74-85-1	Ethylene
1800	96-49-1	Ethylene carbonate
1810	107-07-3	Ethylene chlorohydrin
1820	107-15-3	Ethylene diamine
1830	106-93-4	Ethylene dibromide
1840	107-21-1	Ethylene glycol
1850	111-55-7	Ethylene glycol diacetate
1860	110-71-4	Ethylene glycol dimethyl ether
1870	111-76-2	Ethylene glycol monobutyl ether
1880	112-07-2	Ethylene glycol monobutyl ether acetate
1890	110-80-5	Ethylene glycol monoethyl ether
1900	111-15-9	Ethylene glycol monoethyl ether

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

1930	109-86-4	acetate
1940	110-49-6	Ethylene glycol monoethyl ether
1960	122-99-6	Ethylene glycol monoethyl ether acetate
1970	2807-30-9	Ethylene glycol monophenyl ether
1980	75-21-8	Ethylene oxide
1990	60-29-7	Ethyl ether
2000	104-76-7	2-ethylhexanol
2010	122-51-0	Ethyl orthoformate
2020	95-92-1	Ethyl oxalate
2030	41892-71-1	Ethyl sodium oxaloacetate
2040	50-00-0	Formaldehyde
2050	75-12-7	Formamide
2060	64-18-6	Formic acid
2070	110-17-8	Fumaric acid
2073	98-01-1	Furfural
2090	56-81-5	Glycerol (Synthetic)
2091	26545-73-7	Glycerol dichlorohydrin
2100	25791-96-2	Glycerol triether
2110	56-40-6	Glycine
2120	107-22-2	Glyoxal
2145	118-74-1	Hexachlorobenzene
2150	67-72-1	Hexachloroethane
2160	36653-82-4	Hexadecyl alcohol
2165	124-09-4	Hexamethylenediamine
2170	629-11-8	Hexamethylene glycol
2180	100-97-0	Hexamethylenetetramine
2190	74-90-8	Hydrogen cyanide
2200	123-31-9	Hydroquinone
2210	99-96-7	p-hydroxybenzoic acid
2240	26760-64-5	Isoamylene
2250	78-83-1	Isobutanol
2260	110-19-0	Isobutyl acetate
2261	115-11-7	Isobutylene
2270	78-84-2	Isobutyraldehyde
2280	79-31-2	Isobutyric acid
2290	25339-17-7	Isodecanol
2320	26952-21-6	Isocetyl alcohol
2321	78-78-4	Isopentane
2330	78-59-1	Isophorone
2340	121-91-5	Isophthalic acid
2350	78-79-5	Isoprene
2360	67-63-0	Isopropanol
2370	108-21-4	Isopropyl acetate
2380	75-31-0	Isopropylamine

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

2390	75-29-6
2400	25168-06-3
2410	463-51-4
2414	(b)
2417	123-01-3
2420	110-16-7
2430	108-31-6
2440	6915-15-7
2450	141-79-7
2455	121-47-1
2460	79-41-4
2490	563-47-3
2500	67-56-1
2510	79-20-9
2520	105-45-3
2530	74-89-5
2540	100-61-8
2545	74-83-9
2550	37365-71-2
2560	74-87-3
2570	108-87-2
2590	1331-22-2
2620	75-09-2
2630	101-77-9
2635	101-68-8
2640	78-93-3
2644	107-31-3
2650	108-11-2
2660	108-10-1
2665	80-52-6
2670	77-75-8
2690	98-83-9
2700	110-91-8
2710	85-47-2
2720	120-18-3
2730	90-15-3
2740	135-19-3
2750	75-98-9
2756	88-74-4
2757	100-01-6
2760	91-23-6
2762	100-17-4
2770	98-95-3
2780	27178-83-2 ^c
2790	79-24-3
2791	75-52-5
2390	Isopropyl chloride
2400	Isopropylphenol
2410	Ketene
2414	Linear alkylsulfonate alkyl sulfonate
2417	Linear alkylbenzene (Linear dodecylbenzene)
2420	Maleic acid
2430	Maleic anhydride
2440	Malic acid
2450	Mesityl oxide
2455	Metanilic acid
2460	Methacrylic acid
2490	Methallyl chloride
2500	Methanol
2510	Methyl acetate
2520	Methyl acetoacetate
2530	Methylamine
2540	n-methylaniline
2545	Methyl bromide
2550	Methyl butynol
2560	Methyl chloride
2570	Methyl cyclohexane
2590	Methyl cyclohexanone
2620	Methylene chloride
2630	Methylene dianiline
2635	Methylene diphenyl diisocyanate
2640	Methyl ethyl ketone
2644	Methyl formate
2650	Methyl isobutyl carbinol
2660	Methyl isobutyl ketone
2665	Methyl methacrylate
2670	Methyl pentamethyl methylpentynol
2690	a-methylstyrene
2700	Morpholine
2710	a-naphthalene sulfonic acid
2720	b-naphthalene sulfonic acid
2730	a-naphthol
2740	b-naphthol
2750	Neopentanoic acid
2756	o-nitroaniline
2757	p-nitroaniline
2760	o-nitroanisole
2762	p-nitroanisole
2770	Nitrobenzene
2780	Nitrobenzoic acid (o, m & p)
2790	Nitroethane
2791	Nitromethane

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

2792	88-75-5
2795	25322-01-4
2800	1321-12-6
2810	27215-95-8
2820	25154-52-3
2830	27193-28-8
2840	123-63-7
2850	115-77-5
2851	109-66-0
2855	109-67-1
2860	127-18-4
2862	594-42-3
2890	94-70-2
2900	156-43-4
2910	108-95-2
2920	98-67-9
	585-38-6
	609-46-1
	133-39-7 ^c
	94-40-7
2930	75-44-5
2940	85-44-9
2960	85-41-6
2970	108-99-6
2973	110-85-0
2976	9003-29-6 ^c
3000	25036-29-7 ^c
3010	25322-68-3
3025	25322-69-4
3063	123-38-6
3066	79-09-4
3070	71-23-8
3075	107-10-8
3080	540-54-5
3090	115-07-1
3100	127-00-4
3110	78-87-5
3111	57-55-6
3120	75-56-9
3130	110-86-1
3140	106-51-4
3150	108-46-3
3160	27138-57-4
3170	69-72-7
3180	127-09-3
3181	532-32-1
	Nitrophenol
	2-Nitrophenol
	Nitropropane
	Nitrotoluene
	Nonene
	Nonyl phenol
	Octyl phenol
	Octylphenol
	Paraldehyde
	Pentaerythritol
	n-pentane
	1-pentene
	Perchloroethylene
	Perchloromethyl mercaptan
	o-phenetidine
	p-phenetidine
	Phenol
	Phenolsulfonic acids
	Phenyl anthranilic acid
	Phenylenediamine
	Phosgene
	Phthalic anhydride
	Phthalimide
	sb-picoline
	Piperazine
	Polybutenes
	Polyethylene glycol
	Polypropylene glycol
	Propionaldehyde
	Propionic acid
	n-propyl alcohol
	Propylamine
	Propyl chloride
	Propylene
	Propylene chlorohydrin
	Propylene dichloride
	Propylene glycol
	Propylene oxide
	Pyridine
	Quinone
	Resorcinol
	Resorcylic acid
	Salicylic acid
	Sodium acetate
	Sodium benzoate

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

3190	9004-32-4	Sodium carboxymethylcellulose
3191	3926-62-3	carboxymethyl cellulose
3200	141-53-7	Sodium chloroacetate
3210	139-02-6	Sodium formate
3220	110-44-1	Sodium phenate
3230	100-42-5	Sorbic acid
3240	110-15-6	Styrene
3250	110-61-2	Succinic acid
3251	121-57-3	Succinitrile
3260	126-33-0	Sulfanilic acid
3270	1401-55-4	Sulfonane
3280	100-21-0	Tannic acid
3290 & 3291	79-34-5	Terephthalic acid
3300	117-08-8	Tetrachloroethanes
3310	78-00-2	Tetrachlorophthalic anhydride
3320	119-64-2	Tetraethyllead Tetraethyl lead
3330	85-43-8	Tetrahydrophthalene
3335	75-74-1	Tetrahydrophthalic anhydride
3340	110-60-1	Tetramethyllead Tetramethyl lead
3341	110-18-9	Tetramethylenediamine
3349	108-88-3	Tetramethylethylenediamine
3350	95-80-7	Toluene
3354	584-84-9	Toluene-2,4-diamine
3355	26471-62-5	Toluene-2,4-diisocyanate
3360	1333-07-9	Toluene diisocyanates (mixture)
3370	104-15-4	Toluene sulfonamide
3380	98-59-9	Toluene sulfonate Toluenesulfonic acids
3381 & 3390	26915-12-8	Toluene sulfonyl chloride
3391	87-61-6	Toluidines
3393	108-70-3	Trichlorobenzenes
3395	120-82-1	1,1,1-trichloroethane
3400	71-55-6	1,1,2-trichloroethane
3410	79-00-5	Trichloroethylene
3411	79-01-6	Trichlorofluoromethane
3420	75-69-4	1,2,3-trichloropropane
3430	96-18-4	1,1,2-trichloroethane
3450	76-13-1	1,2,2-trifluoroethane
3460	121-44-8	Triethylamine
3470	112-27-6	Triethylene glycol
3480	112-49-2	Triethylene glyce dimethyl glycol
3490	7756-94-7	Triisobutylene
3510	75-50-3	Trimethylamine
	57-13-6	Urea
	108-05-4	Vinyl acetate

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

3520	75-01-4	Vinyl chloride
3530	75-35-4	Vinylidene chloride
3540	25013-15-4	Vinyl toluene
3541	1330-20-7	Xylenes (mixed)
3560	95-47-6	o-xylene
3570	106-42-3	p-xylene
3580	1300-71-6	Xylenol
3590	1300-73-8	Xylidine
	(b)	methylterbutyl methyl tert-butyl ether
	9002-88-4	Polyethylene
	(b)	Polypropylene
	9009-53-6	Polystyrene

* The OGPDB numbers are reference indices assigned to the various chemicals in the Organic Chemical Producers Data Base developed by the OGPDB.

- a) CAS numbers refer to the Chemical Abstracts Registry numbers assigned to specific chemicals, isomers or mixtures of chemicals. Some isomers or mixtures that are covered by the standards do not have CAS numbers assigned to them. The standards apply to all of the chemicals listed, whether CAS numbers have been assigned or not.
- b) No CAS number(s) have been assigned to this chemical, to its isomers, or mixtures containing these chemicals.
- c) CAS numbers for some of the isomers are listed: the standards apply to all of the isomers and mixtures, even if CAS numbers have not been assigned.

(Source: Amended at 13 Ill. Reg. 10893 effective June 27, 1989)

DEPARTMENT OF PROFESSIONAL REGULATION

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED REPEALER

NOTICE OF ADOPTED REPEALER

1) Heading of the Part: Medical Disciplinary Board

2) Code Citation: 68 Ill. Adm. Code 1290

3) <u>Section Numbers:</u>	<u>Adopted Action:</u>	<u>Section Numbers:</u>	<u>Adopted Action:</u>
1290.10	Repealed	1290.100	Repealed
1290.20	Repealed	1290.110	Repealed
1290.30	Repealed	1290.120	Repealed
1290.35	Repealed	1290.130	Repealed
1290.40	Repealed	1290.135	Repealed
1290.50	Repealed	1290.140	Repealed
1290.55	Repealed	1290.150	Repealed
1290.60	Repealed	1290.160	Repealed
1290.70	Repealed	1290.170	Repealed
1290.80	Repealed	1290.180	Repealed
1290.90	Repealed	1290.190	Repealed

4) Statutory Authority: Medical Practice Act of 1987 (Ill. Rev. Stat. 1987, ch. 111, par. 4400-1 et seq.)

5) Effective Date of Repealer: June 21, 1989

6) Does this rulemaking contain an automatic repeal date? No

7) Does this Repealer contain incorporations by reference? No

8) Date Filed in Agency's Principal Office: June 15, 1989

9) Date Notice of Proposal Published in Illinois Register: October 07, 1988, 12 Ill. Reg. 15854

10) Has JCAR issued a Statement of Objections to this (these) rule(s)? No

11) Difference(s) between proposal and final version: None

12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will this Repealer replace an Emergency Repealer currently in effect? No

14) Are there any Amendments pending on this Part? No

15) Summary and Purpose of Repealer: The Medical Practice Act was repealed by Public Act 85-4, effective May 22, 1987. Public Act 85-4 implemented the Medical Practice Act of 1987. New rules setting forth the powers, duties,

procedures, standards etc. of the Medical Disciplinary Board have been adopted under Part 1285 Medical Practice Act of 1987 (See this issue of the Illinois Register.).

16) Information and questions regarding this repealed part shall be directed to:

Department of Professional Regulation
Attention: Jean Courtney
320 West Washington, 3rd Floor
Springfield, IL 62786
217/785-0800

DEPARTMENT OF PROFESSIONAL REGULATION

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Medical Practice Act of 1987
- 2) Code Citation: 68 Ill. Adm. Code 1285
- 3)

<u>Section Numbers:</u>	<u>Adopted Action:</u>	<u>Section Numbers:</u>	<u>Adopted Action:</u>
1285.200	Added	1285.250	Added
1285.205	Added	1285.255	Added
1285.210	Added	1285.260	Added
1285.215	Added	1285.265	Added
1285.220	Added	1285.270	Added
1285.225	Added	1285.275	Added
1285.230	Added	1285.310	Added
1285.235	Added	1285.320	Added
1285.240	Added	1285.330	Added
1285.245	Added		
- 4) Statutory Authority: Medical Practice Act of 1987 (Ill. Rev. Stat. 1987, ch. 111, par. 4400-1 et seq.)
- 5) Effective Date of Rule: June 21, 1989
- 6) Do these rules contain an automatic repeal date? No
- 7) Do these rules contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: June 15, 1989
- 9) Date Notice of Proposal Published in Illinois Register: October 07, 1988, 12 Ill. Reg. 15880
- 10) Has JCAR issued a Statement of Objections to this (these) rule(s)? No
- 11) Difference(s) between proposal and final version:

Throughout these rules, references to "physician's assistant" or "physician's assistants" has been changed to "physician assistant" or "physician assistants".

In Section 1285.205(a), "established by Section 7(g) of the Act" has been added after the words "Medical Coordinators".

In Section 1285.205(a), "of the Medical Disciplinary Board" has been added after "Chairman".

In Section 1285.205, "person employed by the Department who is in charge of investigating complaints against physicians and physician assistants" has been added in parenthesis. Also, a comma has been inserted after this.

The following sentence has been added to Section 1285.205(b): "At least two members of the Disciplinary Board shall be in attendance in order for any business to be transacted by the Complaint Committee".

In Section 1285.205(c)(2), "(person employed by the Department who is in charge of prosecuting formal complaints against licensees)" has been added.

Section 1285.205(c)(4) has been added and reads as follows: "In determining what action to take or whether to proceed with prosecution of a complaint, the Complaint Committee shall consider the following factors, but not be limited to: sufficiency of the evidence presented, prosecutorial merit under Section 22 of the Act, and insufficient cooperation from complaining parties".

In Section 1285.210, a new sentence has been added, which reads as follows: "Complaints requiring immediate attention include, but are not limited to: physical harm or injury to a member of the public; reports of patient neglect; and discrepancies concerning drug inventories".

Section 1285.215(a) has been changed to read as follows: "The following definitions shall apply to this Part".

In Section 1285.215(a)(2), "under Section 22 of the Act" has been added.

In Section 1285.215(e), a new sentence has been added, which reads as follows: "Factors to be considered in deciding whether to enter settlement negotiations shall include, but not be limited to: sufficient investigation of the case; whether there was physical harm or injury to a patient; relative severity of the respondent's alleged conduct".

In Section 1285.220(f), the word "of" has been added after "in one or more".

Section 1285.225(b) has been added and appears as follows:

- " b) The consent order may include, but not be limited to, the following:
- 1) Disciplinary Actions
 - A) Reprimand
 - B) Suspension
 - C) Revocation
 - D) Probation
 - E) Fines
 - 2) Non-Disciplinary Actions
 - A) Remedial continuing medical education

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

- B) Referral to treatment
- C) Administrative warning "

The remaining subsections have been relabeled accordingly.

In Section 1285.225(c), "(but in no event later than 120 days after receipt of the executed consent order)" has been added.

In Section 1285.225(c)(2), "of the Department of Professional Regulation (the "Director")" has been added after "Director".

In Section 1285.225(d)(1)(C), the word "in" has been inserted after "provided".

In Section 1285.230(e), "Rules of" has been deleted after "Department's" and "Chapter VII, Part" has been deleted after "Code". Also, the comma was deleted after "Code".

In Section 1285.235(a), "of 1987" has been added after "Medical Practice Act". The Quotes have also been deleted from "Medical Practice Act". Also, the following sentence has been added: "If the Board finds the supervision or treatment plan submitted by the Institution is not sufficient to meet the needs of the individual, the Board may direct the facility to work with the Medical Coordinators to revise the plan or treatment to meet the specific objections".

In Section 1285.235(b)(4), "used by the institution" has been added after "means of identification".

In Section 1285.235(b)(6), "(pursuant to subsection (g)(2))" has been added.

In Section 1285.235(b)(8), the following has been added: "including, but not limited to the following items: drug screens being used and their status; relapses and actions taken; attendance at work; observations of recovery status and level of cooperation in recovery; other psychopathology, known related physical and mental illnesses; involvement of the family and others in treatment or supervision; and a copy of the aftercare agreement".

In Section 1285.235(c), "in writing" has been deleted after "initial report shall be submitted". "On forms provided by the Department" has been added. Also, "(which evidence written documentation of the progress of suspension or rehabilitation)" has been added, after "periodic reports".

In Section 1285.235(d)(1)(C), "or their designees" has been added.

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In Section 1285.235(d)(1)(E), "(as evidenced by a written authorization signed by the person who is the subject of the report)" has been added.

In Section 1285.235(d)(3), a semi-colon has been added after "any other department" and the comma has been deleted. In addition, the following has been added: "however, violations of the treatment or supervision plan will result in a review of the person's status by the Disciplinary Board, the Medical Coordinators or their designees for possible discipline or revision in the treatment or supervision plan". A period has been placed after "plan" while "nor shall" has been deleted. In the last sentence the "s" in "such reports" has been capitalized and "shall not" has been added after this.

In Section 1285.235(e), the following sentence has been added: "Such determinations shall be based on, but not limited to: the type of impairment and the type of rehabilitation program, length of supervision, occurrence of any relapses and present status of license".

In Section 1285.235(f), all of the words after "employing him" have been placed in distinguishing type.

The following has been added to Section 1285.235(f): "(Section 23(c) of the Act)".

Section 1285.235(g) has been modified to read as follows: "The following definitions shall apply to this Section".

Section 1285.235(g)(1) has been modified to read as follows: "'Impaired' means the inability to practice medicine with reasonable skill and safety due to physical or mental disabilities, as evidenced by a written evaluation and clinical evidence which reveals a deterioration of the physician's ability to deliver competent care, due to problems related to aging, loss of motor skill, abuse of drugs or alcohol or mental illness".

In Section 1285.235(g)(2), "and status of the person's impairment" has been added after "clinical privileges".

In Section 1285.240(a)(1)(A), "such as safeguard patient confidence and records within the constraints of law; respect the rights of patients, colleagues and other health professionals; observe laws under the Act and pertaining to any relevant specialty; to provide service with compassion and respect for human dignity" has been added in parenthesis.

Section 1285.240(a)(1)(B) has been deleted which previously read as follows: "Are unbecoming of a member of the profession in good standing".

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In Section 1285.240(b)(2)(C), the "R" in "Rules" has been changed to lowercase and "250, Section" has been deleted from the reference to Title 77.

Section 1285.240(c) has been modified as follows: "In determining what constitutes gross negligence, the Disciplinary Board shall consider gross negligence to be an act or omission which is evidence of recklessness or carelessness toward or a disregard for the safety or well-being of the patient, and which results in injury to the patient." Also, subsections (1)(2) and (3) have been deleted from Section 1285.240(c).

In Section 1285.245, "Advertising shall otherwise comply with Section 26 of the Act" has been added as a new subsection (c).

In Section 1285.275(a) and (a)(3), "(A)" has been added after "22" in the reference to "Section 22(38) of the Act".

In Section 1285.275(a)(1), "as evidenced by receipt of a subpoena or certified or registered letter" has been added in parenthesis.

The following cross-reference to Section 1285.260 has been added after "disciplinary actions": "listed in Section 1285.225(b)(1)".

In Section 1285.265(c)(2), the word "authorize" has been changed to "require".

In Section 1285.275(b), "pursuant to 68 Ill. Adm. Code 1110" has been added.

In Section 1285.320, the following citation has been added: "(Ill. Rev. Stat. 1987, ch. 111 1/2, par. 142 et seq.)".

Section 1285.330 is new and reads as follows: "In evaluating complaints and materials relating to proceedings under this Part, the Department, the Licensing Board, and Disciplinary Board shall be governed by the provisions of Section 12 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, ch. 127, par. 1012)".

In agreement with the Joint Committee on Administrative Rules and at the direction of the Administrative Code Division, various clerical, technical and typographical changes were made.

12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will these Rules replace an Emergency Rule currently in effect? No

14) Are there any Amendments pending on this Part? No

15) Summary and Purpose of Rules:

These rules set forth the following:

- 1) powers and duties of the Medical Disciplinary Board, the Complaint Committee and the Medical Coordinator;
- 2) procedures for the handling of complaints against individuals licensed under the Medical Practice Act;
- 3) procedures for informal conferences, consent orders, summary suspensions, monitoring of disciplined physicians or physicians assistants, subpoena of medical and hospital records and inspection of business premises of the physician; and
- 4) standards for dishonorable unethical or unprofessional conduct; immoral conduct; gross negligence and advertising.

16) Information and questions regarding this adopted rule shall be directed to:

Department of Professional Regulation
Attention: Jean Courtney
320 West Washington, 3rd Floor
Springfield, IL 62786
217/785-0800

The full text of the Adopted Amendments begins on the next page:

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TITLE 68: PROFESSIONS AND OCCUPATIONS
CHAPTER VII: DEPARTMENT OF PROFESSIONAL REGULATION
SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS

PART 1285

MEDICAL PRACTICE ACT OF 1987

SUBPART A: MEDICAL LICENSING, RENEWAL AND RESTORATION PROCEDURES

Section

1285.20 Six (6) Year Post-Secondary Programs of Medical Education
1285.30 Programs of Chiropractic Education
1285.40 Approved Postgraduate Training Programs
1285.50 Application for Examination
1285.60 Examinations
1285.70 Application for License on the Basis of Examination
1285.80 License by Endorsement
1285.90 Temporary Licenses
1285.95 Clinical Skills Standards for Pre-1985 Graduates
1285.100 Visiting Professor Permits
1285.110 Continuing Medical Education (CME)
1285.120 Renewals
1285.130 Restoration and Inactive Status
1285.140 Granting Variances

SUBPART B: MEDICAL DISCIPLINARY PROCEEDINGS

Section

1285.200 Medical Disciplinary Board
1285.205 Complaint Committee
1285.210 The Medical Coordinator
1285.215 Complaint Handling Procedure
1285.220 Informal Conferences
1285.225 Consent Orders
1285.230 Summary Suspension
1285.235 Mandatory Reporting of Impaired Physicians by Health Care Institutions
1285.240 Standards
1285.245 Advertising
1285.250 Monitoring of Probation and Other Discipline and Notification
1285.255 Rehabilitation
1285.260 Fines
1285.265 Subpoena Process of Medical and Hospital Records
1285.270 Inspection of Physical Premises
1285.275 Failing to Furnish Information

SUBPART C: GENERAL INFORMATION

1285.310 Public Access to Records and Meetings
1285.320 Response to Hospital Inquiries
1285.330 Rules of Evidence

AUTHORITY: Implementing the Medical Practice Act of 1987 (Ill. Rev. Stat. 1987, ch. 111, pars. 4401-1 et seq.) and authorized by Section 60(7) of The Civil Administrative Code of Illinois (Ill. Rev. Stat. 1987, ch. 127, par. 60(7)).

SOURCE: Adopted at 13 Ill. Reg. 483, effective December 29, 1988; emergency amendment at 13 Ill. Reg. 651, effective January 1, 1989, for a maximum of 150 days; emergency expired May 31, 1989; amended at 13 Ill. Reg. 10613, effective June 16, 1989; amended at 13 Ill. Reg. 10925, effective June 21, 1989.

NOTE: Capitalization denotes statutory language.

SUBPART A: MEDICAL LICENSING, RENEWAL AND RESTORATION PROCEDURES

Section 1285.20 Six (6) Year Post-Secondary Programs of Medical Education

The standards for the six (6) year post-secondary program of medical education described in Section 11(A)(2)(a)(1) of the Medical Practice Act of 1987 (Ill. Rev. Stat. 1987, ch. 111, par. 4400-1, et seq.) ("the Act") are:

a) At least two (2) academic years of a course of instruction prerequisite to professional training in a college of liberal arts or a medical college.

b) At least two (2) academic years of study in the basic medical sciences which shall include formal instruction in at least the following subjects:

- 1) anatomy
- 2) biochemistry
- 3) physiology
- 4) microbiology and immunology
- 5) pathology
- 6) pharmacology and therapeutics
- 7) preventive medicine

c) The required basic science courses stated in subsection (b) must be taken and completed as part of a program of medical education taught at a medical school and shall not be accepted or co-validated from courses completed as a student in a secondary school, community

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college, or college of liberal arts and sciences at which degrees are earned prior to the commencement of the medical education program.

- d) At least two (2) academic years of study in the clinical sciences, while enrolled in the medical college which conferred the degree, which shall include at least the following required core clerkship rotations:

- 1) internal medicine
- 2) obstetrics and gynecology
- 3) pediatrics
- 4) psychiatry
- 5) surgery

- e) The core clerkship rotations must have been taken and completed in clinical teaching facilities owned, operated or formally affiliated with the medical college which conferred the degree or under contract in teaching facilities owned, operated or formally affiliated with another medical college which is officially recognized by the jurisdiction in which the medical school which conferred the degree is located.

- f) Each applicant for licensure who completed rotations in an affiliated teaching facility must submit a copy of each affiliation agreement between the medical college which conferred the degree and each clinical teaching facility in which a core clerkship rotation was completed. The affiliation agreement(s) to be considered valid pursuant to Section 11(A)(2)(a)(1) of the Act must:

- 1) be in writing;
- 2) be dated;
- 3) be fully executed by the administrator of the clinical teaching facility and the Dean of medical college; and
- 4) clearly define the rights and responsibilities of each party including agreements on the role and authority of the governing bodies of both the clinical teaching facility and the medical college.
- 5) The affiliation agreement(s) must be substantiated by submission of an evaluation form for each core clerkship rotation completed by the supervising physician for that rotation.
- g) For the purposes of this Section, "academic year" shall be defined as a minimum of nine (9) months in length which includes no less than 25

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clock hours per week of basic sciences as set forth in subsection (b) above and no less than 40 clock hours per week of clinical sciences as set forth in subsection (d) above.

- h) Each clerkship shall be at least four (4) weeks but no more than twelve (12) weeks in length, shall consist of a hands-on exposure to patients which is planned, managed and supervised by faculty of the medical school conferring the degree, and be performed in accordance with all requirements of the jurisdiction in which it is completed.

- i) Clinical teaching facilities are defined as those which meet or exceed the requirements of Section 1285.40 or which are part of a residency program accredited by the Accreditation Council for Graduate Medical Education (ACGME), the American Osteopathic Association (AOA), or the Accreditation Council on Canadian Graduate Medical Education (ACCGME).

- j) In addition, if the applicant is a graduate of a medical college outside of the United States and Canada, he must successfully complete an examination conducted by the Educational Council for Foreign Medical Graduates, either the ECFMG or the Visa Qualifying Examination (VQE), or Foreign Medical Graduates Examination in the Medical Sciences (FMGEMS), or another comprehensive examination determined by the Department to be substantially equivalent.

(Source: Amended by adding Subpart A heading only at 13 Ill. Reg. 10925, effective June 21, 1989)

SUBPART B: MEDICAL DISCIPLINARY PROCEEDINGS

Section 1285.200 Medical Disciplinary Board

The Medical Disciplinary Board (the "Disciplinary Board") whose powers and duties are set forth in Section 7 of the Act shall be responsible for all discipline for physicians licensed under the Medical Practice Act of 1987 (the "Act") and physicians assistants licensed under the Physicians Assistants Practice Act of 1987 (Ill. Rev. Stat. 1987, ch. 111, pars. 4601 et seq.).

(Source: Added at 13 Ill. Reg. 10925, effective June 21, 1989)

Section 1285.205 Complaint Committee

- a) There shall be a Complaint Committee of the Disciplinary Board composed of the Medical Coordinators established by Section 7(q) of the Act. The Chief of Medical Investigations (person employed by the Department who is in charge of investigating complaints against physicians and physician assistants), and at least two voting members of the Disciplinary Board designated by the Chairman of the Medical Disciplinary Board with the approval of the Disciplinary Board. The Disciplinary Board members so appointed shall serve one-year terms and

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may be eligible for reappointment for subsequent terms.

- b) The Complaint Committee shall meet at least twice a month to exercise its functions and duties set forth in subsection (c) below. At least two members of the Disciplinary Board shall be in attendance in order for any business to be transacted by the Complaint Committee. The Complaint Committee shall make every effort to consider expeditiously and take prompt action on each item on its agenda.
- c) The Complaint Committee shall have the following duties and functions:
 - 1) To recommend to the Disciplinary Board that a complaint file be closed.
 - 2) To refer a complaint file to the office of the Chief of Medical Prosecutions (person employed by the Department who is in charge of prosecuting formal complaints against licensees) for review.
 - 3) To make a decision in conjunction with the Chief of Medical Prosecutions regarding action to be taken on a complaint file, including whether to proceed with an informal conference or a formal hearing.
 - 4) In determining what action to take or whether to proceed with prosecution of a complaint, the Complaint Committee shall consider the following factors, but not be limited to: sufficiency of the evidence presented, prosecutorial merit under Section 22 of the Act, and insufficient cooperation from complaining parties.

(Source: Added at 13 Ill. Reg. 10925, effective June 21, 1989)

Section 1285.210 The Medical Coordinator

The Medical Coordinator shall be responsible for reviewing complaints and investigations of complaints and for making recommendations to the Complaint Committee and the Disciplinary Board regarding the investigation and disposition of complaints. He shall also serve as a member of the Complaint Committee. He shall be responsible for monitoring physicians and physician assistants who have been disciplined to assure compliance with requirements of probation and other disciplinary action and for making status reports to the Board on such compliance. If a complaint is received by the Department which, in the opinion of the Medical Coordinator, requires immediate attention, he shall request an immediate investigation of the matter. Complaints requiring immediate attention include, but are not limited to: physical harm or injury to a member of the public; reports of patient neglect; and discrepancies concerning drug inventories.

(Source: Added at 13 Ill. Reg. 10925, effective June 21, 1989)

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Section 1285.215 Complaint Handling Procedure

- a) The following definitions shall apply to this Part:

- 1) "Complaint" shall mean the initial claim or allegation made against a physician or physician assistant which results in a preliminary inquiry or investigation to determine whether or not a formal complaint shall be brought.
- 2) "Formal Complaint" shall mean the motion of the Department or the Disciplinary Board or the verified complaint in writing of any person alleging facts which would constitute grounds for the revocation of the license of a physician or physician assistant under Section 22 of the Act.
- b) Complaints against physicians and physician assistants may be made in writing, by telephone, or in person. All complaints shall be forwarded to the Chief of Medical Investigations for review.
- c) After review the Chief of Medical Investigations, in conjunction with a Medical Coordinator, will determine that a complaint:
 - 1) Has no merit, either because the complaint contains insufficient information to warrant an investigation, or because the complaint does not allege a violation of the Act; or
 - 2) Is ready for immediate consideration by the Complaint Committee for prosecution potential.
- d) No complaint shall be deemed closed except upon recommendation of the Complaint Committee and approval by the Disciplinary Board.
- e) At any time during an investigation the Department may enter into negotiations to resolve issues informally by way of a consent order. Factors to be considered in deciding whether to enter settlement negotiations shall include, but not be limited to: sufficient investigation of the case; whether there was physical harm or injury to a patient; relative severity of the respondent's alleged conduct and, past practices of the Department.
- f) Disqualification of a Disciplinary Board Member
 - 1) A Disciplinary Board member shall disqualify himself from consideration of a complaint or formal complaint when he determines that he has a conflict of interest or prejudice which would prevent him from being fair and impartial.
 - 2) Participation in the initial stages of the handling of a complaint

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including participation on the Complaint Committee and in informal conferences shall not bar a Disciplinary Board member from future board participation or decision making relating to that complaint.

(Source: Added at 13 Ill. Reg. 10925, effective June 21, 1989)

Section 1285.220 Informal Conferences

- a) An informal conference is the procedure established by the Department to resolve complaints, licensing issues, or conflicts prior to initiating any action requiring a formal hearing. Informal conferences are for the purposes of compliance review, fact finding, and discussion of the issues.
- b) Notice of an informal conference shall be sent to the respondent not less than 10 days before the conference is scheduled. The notice shall include a brief statement of the alleged violations.
- c) Informal conferences shall be conducted by a Department attorney and shall include a member of the Disciplinary Board or their designee.
- d) The respondent may bring an attorney or other representative to the informal conference.
- e) The respondent shall have an opportunity at the informal conference to make an oral statement and to present any documents which might be relevant to the matter.
- f) Results of Informal Conference. The informal conference shall result in one or more of the following recommendations being made to the Board:
 - 1) The case should be closed.
 - 2) The case should be investigated further.
 - 3) A consent order be entered into.
 - 4) The matter be referred for a formal hearing.

(Source: Added at 13 Ill. Reg. 10925, effective June 21, 1989)

Section 1285.225 Consent Orders

- a) In the event that action is taken by the Chief of Medical Prosecutions to recommend that a consent order be entered into, every reasonable effort shall be made to forward the consent order within 15 days to the respondent. The respondent shall sign and return the consent

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order to the Department within 30 days. If the respondent does not return the consent order within 30 days, it shall be presumed that the respondent does not wish to enter into the consent order.

- b) The consent order may include, but not be limited to, the following:

1) Disciplinary Actions

- A) Reprimand
- B) Suspension
- C) Revocation
- D) Probation
- E) Fines

2) Non-Disciplinary Actions

- A) Remedial continuing medical education
- B) Referral to treatment
- C) Administrative warning

c) Disciplinary Board Action

- 1) Upon receipt of the properly executed proposed consent order, the Disciplinary Board shall make every reasonable effort to take action on the consent order at the next scheduled Disciplinary Board meeting (but in no event later than 120 days after receipt of the executed consent order) either to:
 - A) Sign the consent order; or
 - B) Reject the consent order with or without recommendations.
- 2) A copy of any consent order signed by the Disciplinary Board shall be sent to the Director of the Department of Professional Regulation (the "Director") for his action within 10 days.

d) Director Action

- 1) Upon receipt of the properly executed proposed consent order, the Director shall make every reasonable effort to take one of the following actions on the consent order within 15 days:
 - A) Sign the consent order;
 - B) Return the consent order to the Disciplinary Board with recommended changes or alternative action; or
 - C) Enter into a consent order different from that recommended by

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the Disciplinary Board, as deemed proper by the Director under the variance procedure provided in Section 1285.310.

- 2) A copy of any consent order executed by the Director shall be sent to the Board within 15 days.

(Source: Added at 13 Ill. Reg. 10925, effective June 21, 1989)

Section 1285.230 Summary Suspension

- a) Upon receipt by the Department of a certified copy of any order of judgment that a person licensed under this Act is in need of mental treatment, the Director shall issue an order suspending the license. The order shall:

- 1) Set forth the statutory section of the Act upon which it is based;
- 2) Incorporate a certified copy of the judicial order or judgment that the person is in need of mental treatment;
- 3) Notify the licensee that the suspension order takes effect on the date on which it is signed by the Director; and
- 4) Notify the licensee that he has twenty days in which to file a written motion to modify the summary suspension order.

- b) Summary suspension of a license based upon an immediate danger to the public which is posed by a person's continuation in practice pursuant to Section 25 or Section 37 of the Act, or upon a failure to comply with terms, conditions or restrictions or to complete a required program of care, counseling or treatment pursuant to Section 22 of the Act, shall be as follows:

- 1) A petition for summary suspension shall:
 - A) State the statutory basis for the action petitioned;
 - B) Allege facts, supported by evidence or affidavit sufficient for summary action;
 - C) State that the Medical Coordinator or the Deputy Medical Coordinator has been consulted;
 - D) Be signed by the Chief of Medical Prosecutions; and
 - E) Be presented to the Director either in person or by telephone and in the presence of a court reporter.

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- 2) An order for summary suspension shall:

- A) Contain findings of fact sufficient to support imposition of a summary suspension;
- B) Recite the statutory basis for the action;
- C) Appoint a hearing officer;
- D) Demand immediate surrender of the license; and
- E) Be signed by the Director.

- 3) A notice of summary suspension shall accompany the order and shall:

- A) Set a hearing date within 15 days of the date on which the order takes effect;
- B) Name the hearing officer who shall conduct the hearing; and
- C) Include a copy of the Department's Practice in Administrative Hearings (68 Ill. Adm. Code 1110).

(Source: Added at 13 Ill. Reg. 10925, effective June 21, 1989)

Section 1285.235 Mandatory Reporting of Impaired Physicians by Health Care Institutions

- a) Section 23 of the Act requires that the chief administrator or executive officer of any health care institution licensed by the Department of Public Health report to the Disciplinary Board concerning impaired persons. All instances in which a person licensed under the Medical Practice Act of 1987 is impaired by reason of age, drug, or alcohol abuse or physical or mental impairment, is under supervision, and where appropriate, is in a program of rehabilitation, must be reported to the Disciplinary Board. The reports must contain sufficient current information to enable the Disciplinary Board to evaluate the impairment and determine the appropriateness of the supervision of the program of rehabilitation. If the Board finds the supervision or treatment plan submitted by the institution is not sufficient to meet the needs of the individual, the Board may direct the facility to work with the Medical Coordinators to revise the plan or treatment to meet the specific objections.

- b) Contents of Reports. Reports of impaired persons shall be submitted in writing, on forms provided by the Department, which shall include but not be limited to the following information:

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- 1) The name, address, telephone number and title of the person making the report;
- 2) The name, address, telephone number and type of health care institution where the maker of the report is employed;
- 3) The name, address, telephone number, and professional license number of the person who is the subject of the report;
- 4) A means of identification used by the institution of any patient or patients whose treatment is a subject of the report; provided, however, no medical records may be revealed without the written consent of the patient or patients; and further provide that the Disciplinary Board may require disclosure of the name, address, and telephone number of any such patient if it deems such information necessary to an evaluation of the impairment or a determination of the appropriateness of the supervision or program of rehabilitation;
- 5) The nature of the impairment and brief description of the facts which gave rise to the issuance of the report, including, the dates of any occurrences deemed to necessitate the filing of the report;
- 6) The terms and conditions of the supervision under which the subject of the report is conducting his activities or practice, including the date supervision commenced; the term of the supervision; the name, address and telephone number of the person in charge of the subject's supervision; and a written consent executed by the subject of the report, authorizing the Disciplinary Board, the Medical Coordinators or other designated representative of the Disciplinary Board to contact the person in charge of the subject's supervision for information, including written documentation, in order to evaluate the progress of the subject's supervision (pursuant to subsection (g)(2));
- 7) If the subject of the report is in a program of rehabilitation, the name, address, and telephone number of the program and the name and position of any individual in charge of the program; and
- 8) Any other information deemed by the reporting person to be of assistance to the Disciplinary Board and the Medical Coordinators in evaluating the report including, but not limited to the following items: drug screens being used and their status; relapses and actions taken; attendance at work; observations of recovery status and level of cooperation in recovery; other psychopathology, known related physical and mental illnesses; involvement of the family and others in treatment or supervision;

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and a copy of the aftercare agreement.

- c) Reports of impaired persons shall be submitted to the Disciplinary Board in a timely manner. The initial report shall be submitted on forms provided by the Department within sixty (60) days after it is determined that a report is necessary under the Act and these Rules. Periodic reports (which evidence written documentation of the progress of suspension or rehabilitation) shall thereafter be submitted to the Disciplinary Board every six (6) months, commencing with the time of the filing of the initial report. A copy of each report shall be sent by the person making the report to the impaired person.
- d) Confidentiality
 - 1) The contents of any report shall be strictly confidential, except as otherwise provided in this subsection, and exempt from public disclosure, but may be reviewed by:
 - A) Members of the Disciplinary Board or their designees;
 - B) The Disciplinary Board's designated attorneys;
 - C) The Medical Coordinators or their designees;
 - D) Administrative personnel assigned to open mail containing reports and to process and distribute said reports to authorized persons, and to communicate with senders of reports; and
 - E) The person who is the subject of the report, his attorney or his authorized representative (as evidenced by a written authorization signed by the person who is the subject of the report).
 - 2) The reports may also be handled or processed by other designated persons in a limited manner necessary to implement reports required under this Act by computer, word processing equipment or other mechanical means. The data record shall be limited to the name and address of the originator of the report, the date the initial report was received, the date of the most recent report and the professional license number of the subject of the report.
 - 3) The contents of the confidential reports relating to impaired persons shall not be used or made available in any other administrative proceedings before the Department of Professional Regulation or any other department; however, violations of the treatment or supervision plan will result in a review of the person's status by the Disciplinary Board, the Medical Coordinators

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or their designees for possible discipline or revision in the treatment or supervision plan. Such reports shall not be disclosed, made available or subject to subpoena or discovery proceedings in any civil or criminal court proceedings.

e) Upon a determination by the Disciplinary Board that a report or reports on an impaired person no longer require review and consideration, the Disciplinary Board shall notify the maker of the reports to cease sending such reports and the Board and Department records shall be purged of information contained in the reports. Such determinations shall be based on, but not be limited to: the type of impairment and the type of rehabilitation program, length of supervision, occurrence of any relapses and present status of license.

f) Whenever any chief administrative or chief executive officer of any health care institution makes a report or provides other information to the Disciplinary Board, or assists the Disciplinary Board concerning an impaired person, acts in good faith, and not in a willful and wanton manner, said chief administrative or chief executive officer, and the health care institution employing him, SHALL NOT AS A RESULT OF SUCH ACTIONS BE SUBJECT TO CRIMINAL PROSECUTION OR CIVIL DAMAGES (Section 23(c) of the Act).

g) The following definitions shall apply to this Section:

1) "Impaired" means the inability to practice medicine with reasonable skill and safety due to physical or mental disabilities, as evidenced by a written evaluation or clinical evidence which reveals a deterioration of the physician's ability to deliver competent care, due to problems related to aging, loss of motor skill, abuse of drugs or alcohol or mental illness.

2) "Under supervision" means that the performance of the impaired person's clinical privileges and status of the person's impairment is being observed and monitored under the authority of a written directive issued in accordance with a health care institution's or medical staff's bylaws or rules and regulations.

(Source: Added at 13 Ill. Reg. 10925, effective June 21, 1989)

Section 1285.240 Standards

a) Dishonorable, unethical or unprofessional conduct

1) In determining what constitutes dishonorable, unethical or unprofessional conduct of a character likely to deceive, defraud or harm the public, the Disciplinary Board shall consider whether the questioned activities:

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A) Are violative of ethical standards of the profession (such as safeguard patient confidence and records within the constraints of law; respect the rights of patients, colleagues and other health professionals; observe laws under the Act and pertaining to any relevant specialty; to provide service with compassion and respect for human dignity).

B) Constitute a breach of the physician's responsibility to a patient;

C) Resulted in assumption by the physician of responsibility for delivery of patient care which the physician was not properly qualified or competent to render;

D) Resulted in a delegation of responsibility for delivery of patient care to persons who were not properly supervised, or who were not competent to assume such responsibility;

E) Caused actual harm to any member of the public; or

F) Are reasonably likely to cause harm to any member of the public in the future.

2) Such activities shall include, but not be limited to:

A) Being convicted of any crime an essential element of which is larceny, embezzlement, obtaining money, property or credit by false pretenses or by means of a confidence game, dishonesty, fraud, misstatement or moral turpitude;

B) Delegating of patient care responsibility to any individual when the physician has reason to believe that the person may not be competent;

C) Misrepresenting as to educational background, training, credentials, competence, or medical staff memberships;

D) Failing to properly supervise subordinate health professional and paraprofessional staff under his supervision and control in patient care responsibilities; or

E) Committing of any other act or omission which breaches the physician's responsibility to a patient according to accepted medical standards of practice.

b) Immoral Conduct

1) Immoral conduct in the commission of any act related to the

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Licensee's practice means conduct which:

- A) Demonstrates moral indifference to the opinions of the good and respectable members of the profession;
- B) Is inimical to the public welfare;
- C) Abuses the physician/patient relationship by taking unfair advantage of a patient's vulnerability; and
- D) Is committed in the course of the practice of medicine.

2) In determining immoral conduct in the commission of any act related to the licensee's practice, the Disciplinary Board shall consider, but not be limited to, the following standards:

- A) Taking advantage of a patient's vulnerability by committing an act or acts which violate established codes of professional behavior expected on the part of a physician;

B) Unethical conduct with a patient which results in said patient engaging in unwanted personal, financial or sexual relationships with the physician;

C) Conducting human experimentation or utilizing unproven drugs, medicine, surgery or equipment to treat patients except as authorized for use in an approved research program pursuant to rules of the Illinois Department of Public Health authorizing research programs (77 Ill. Adm. Code 250.130) or as otherwise expressly authorized by law;

D) Committing an act or acts, in the practice of persons licensed under this Act in practice, of a flagrant, glaringly obvious nature which constitute conduct of such a distasteful nature that accepted codes of behavior or codes of ethics are breached;

E) Committing an act or acts in a relationship with a patient so as to violate common standards of decency or propriety; or

F) Any other behavior which violates established codes of physician behavior or which violates established ethical principles commonly associated with the practice of medicine.

c) In determining what constitutes gross negligence, the Disciplinary Board shall consider gross negligence to be an act or omission which is evidence of recklessness or carelessness toward or a disregard for the safety or well-being of the patient, and which results in injury

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to the patient.

(Source: Added at 13 Ill. Reg. 10925, effective June 21, 1989)

Section 1285.245 Advertising

a) Advertising shall contain all information necessary to make the communication informative and not misleading. Advertising shall identify the type of license held by the licensee whose services are being promoted. The form of advertising shall be designed to communicate the information contained therein to the public in a direct, dignified and readily comprehensible manner.

b) If an advertisement is communicated to the public over television or radio, it shall be prerecorded and approved for broadcast by the physician, and a recording of the actual transmission, including videotape, shall be retained for at least 3 years by the physician.

c) Advertising shall otherwise comply with Section 26 of the Act.

(Source: Added at 13 Ill. Reg. 10925, effective June 21, 1989)

Section 1285.250 Monitoring of Probation and Other Discipline and Notification

a) The Medical Coordinator, in addition to providing other status reports to the Disciplinary Board, shall be responsible for providing status reports on physicians or physician assistants who have been disciplined to assure that the terms of such discipline are being complied with.

b) When disciplinary action is taken by the Department against a physician or physician assistant, the Department shall make reasonable efforts to notify the appropriate professional associations of such disciplinary action as soon as practicable after notification to the physician or physician assistant. Any professional association or other interested person who wishes to receive such information may request to be placed on the Department's mailing list.

c) The status of any licensee against whom disciplinary action is being considered or was taken may be monitored by the Medical Coordinator who shall report regularly to the Disciplinary Board in writing. The report shall include any of the relevant factors set forth in Section 1285.255 and any other appropriate information which would assist the Disciplinary Board in evaluating rehabilitation and compliance by any licensee who is under orders of suspension, probation or any other type of disciplinary order.

(Source: Added at 13 Ill. Reg. 10925, effective June 21, 1989)

Section 1285.255 Rehabilitation

a) Upon written application to the Disciplinary Board for restoration of a license or certificate, or for any other relief, the Disciplinary Board shall include, but not be limited to, the following considerations in determining if the person is to be deemed sufficiently rehabilitated to warrant the public trust:

- 1) The seriousness of the offense which resulted in the disciplinary action being considered or being taken;
- 2) The length of time which elapsed since the disciplinary action was taken;
- 3) The profession, occupation and outside activities in which the applicant has been involved;
- 4) Any counselling, medical treatment, or other rehabilitative treatment received by the applicant;
- 5) Continuing medical education courses or other types of courses taken to correct the grounds for the disciplinary action being considered or having been taken;
- 6) The results of a clinical competency examination, designated by the Disciplinary Board, and paid for by the petitioner;
- 7) Written reports and oral testimony by peer review committees or other persons relating to the skill, knowledge, honesty, integrity and contriteness of the applicant;
- 8) Restitution to injured parties;
- 9) Future plans of the applicant;
- 10) Involvement of the applicant's family and friends in his rehabilitation process;
- 11) A written report of a physical or mental examination given by a physician selected by the Disciplinary Board and paid for by the person being examined;
- 12) Any other information evidencing rehabilitation which would bear upon the applicant's request for relief or restoration of a license;
- 13) Whether the order imposing sanctions was appealed, and if so, whether a reviewing court granted a stay or delay of imposition of

the sanction:

- 14) The date and disposition of any other petition for restoration filed since the last sanction was imposed; and
 - 15) Whether probationary terms which may have been imposed have been complied with.
- b) The findings of the Disciplinary Board relating to the person's rehabilitation or to his application for restoration of his license or certificate or other relief shall be submitted in written form to the Department for action by the Director.

(Source: Added at 13 Ill. Reg. 10925, effective June 21, 1989)

Section 1285.260 Fines

Fines, not to exceed \$5000 for each violation, shall be primarily used in cases not involving patient care. In addition, fines may be imposed in conjunction with other forms of disciplinary actions listed in Section 1285.225(B)(1), but they shall not be the exclusive disposition of any disciplinary action arising out of conduct resulting in death or injury of a patient.

(Source: Added at 13 Ill. Reg. 10925, effective June 21, 1989)

Section 1285.265 Subpoena Process of Medical and Hospital Records

- a) Upon a showing by the Department that probable cause exists that a violation of one or more of the grounds for discipline listed in Section 22 of the Act has occurred or is occurring, the Disciplinary Board shall subpoena the medical and hospital records of individual patients of any physician licensed under the Act.
- b) Probable cause exists upon a showing that there is a reasonable basis for believing that a violation has occurred or is occurring. A request for subpoena of individual medical and hospital records shall:
 - 1) Be in writing;
 - 2) Be signed by the Medical Coordinator or Deputy Medical Coordinator;
 - 3) State one or more grounds for discipline alleged to be violated;
 - 4) Identify with reasonable specificity the records requested; and
 - 5) Include an affidavit of a person having knowledge of facts upon which the request is based.

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c2) A subpoena for individual medical and hospital records shall:

- 1) Be served within reasonable business hours;
- 2) Require an individual to safeguard the confidentiality of individual patients by removing any information which would identify individual patients by name, and encoding the records for use by authorized persons; and
- 3) Direct that an inventory of all records produced and a copy of encoding information be left with the caretaker of the records.

(Source: Added at 13 Ill. Reg. 10925, effective June 21, 1989)

Section 1285.270 Inspection of Physical Premises

- a) Upon a showing by the Department that probable cause exists that a violation of one or more of the grounds for discipline listed in Section 22 of the Act has occurred or is occurring, the Disciplinary Board shall issue an order authorizing the Department to enter upon the business premises of a physician licensed under this Act, so as to inspect the physical premises and equipment and furnishings therein.
- b) Probable cause exists upon a showing that there is a reasonable basis for believing that a violation has occurred or is occurring. A request for an order authorizing entry upon business shall:

- 1) Be in writing;
 - 2) Be signed by the Medical Coordinator or Deputy Medical Coordinator;
 - 3) State one or more grounds for discipline alleged to be violated;
 - 4) Identify the premises to be entered; and
 - 5) Include an affidavit of a person having knowledge of facts upon which the request is based.
- c2) An order to enter business premises shall:

- 1) Be executed within reasonable business hours;
- 2) Identify the specific investigators employed by the Department who are authorized by the order;
- 3) Be valid only upon the date of issuance and for five business days thereafter; and

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4) Identify with specificity the equipment and furnishings to be inspected.

- d) Nothing contained herein prohibits entry upon the business premises of any physician for inspection of the premises or seizure of property without an order, so long as the physician who is the subject of such inspection or seizure consents.

(Source: Added at 13 Ill. Reg. 10925, effective June 21, 1989)

Section 1285.275 Failing to Furnish Information

- a) In cases alleging a violation of Section 22(A)(38) of the Act, evidence will be present that:

- 1) A written request for information was received by the physician (as evidenced by receipt of a subpoena or certified or registered letter);
 - 2) The written request was signed by the Chief Medical Coordinator or Deputy Medical Coordinator;
 - 3) The request for information was accompanied by a notice that sanctions are provided by Section 22(A)(38) of the Act for a failure to provide the information, and that the recipient may request a hearing to determine the legality of the request;
 - 4) The recipient was allowed at least ten days to provide the information or request a hearing; and
 - 5) The recipient failed to provide the information which was within his possession or control.
- b) In the event that the recipient requests a hearing to determine the legality of the request for information, a hearing will be held by the Disciplinary Board or a hearing officer pursuant to 68 Ill. Adm. Code 1110, limited to the issue of whether the recipient has a valid basis for refusing to comply with the request.

(Source: Added at 13 Ill. Reg. 10925, effective June 21, 1989)

SUBPART C: GENERAL INFORMATION

Section 1285.310 Public Access to Records and Meetings

- a) All investigative procedures, information arising out of the investigation of complaints, activities of the Complaint Committee, and informal conferences shall be confidential. All other proceedings

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and documents beginning with the filing of a formal complaint shall be open to the public.

- b) All meetings of the Licensing Board and Disciplinary Board shall also be open to the public in accordance with the Open Meetings Act (Ill. Rev. Stat. 1987, ch. 102, par. 41 et seq.).

(Source: Added at 13 Ill. Reg. 10925, effective June 21, 1989)

Section 1285.320 Response to Hospital Inquiries

The Department shall respond to inquiries from hospitals, pursuant to their obligation under the Hospital Licensing Act (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 142 et seq.), within 30 days of receipt of correctly submitted information.

(Source: Added at 13 Ill. Reg. 10925, effective June 21, 1989)

Section 1285.330 Rules of Evidence

In evaluating complaints and materials relating to proceedings under this Part, the Department, the Licensing Board and the Disciplinary Board shall be governed by the provisions of Section 12 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, ch. 127, par. 1012).

(Source: Added at 13 Ill. Reg. 10925, effective June 21, 1989)

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- 1) Heading of the Part: Income Tax

- 2) Code Citation: 86 Ill. Adm. Code 100

- 3) Section Numbers: 100.3700
Adopted Action:
Amendment

- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 120, par. 3-304(f)

- 5) Effective Date of Amendment(s): June 26, 1989

- 6) Does this rulemaking contain an automatic repeal date? Yes ☐ No ☒

- 7) Does this amendment contain incorporations by reference? No

- 8) Date Filed in Agency's Principal Office: June 26, 1989

- 9) Notice of Proposal Published in Illinois Register:

February 24, 1989, 13 Ill. Reg. 2383
(issue date)

- 10) Has JCAR issued a Statement of Objections to this Rule?: No

- 11) Differences between proposal and final version: At the request of Administrative Code Division, the following changes were made:

1. Deleted the term "Regulations" from the heading of the Part.

2. Deleted the periods from the Section Source Notes.

At the request of the Joint Committee on Administrative Rules, the following change was made:

Closed the parenthetical expression in Section 100.3700(c)(5).

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

- 13) Will this amendment replace an emergency amendment currently in effect?
No

- 14) Are there any amendments pending on this Part? No

- 15) Summary and Purpose of Rule(s): Provides a special sales factor rule for gains from the sale of intangible assets in the ordinary course of a taxpayer's business.

- 16) Information and questions regarding this adopted rule shall be directed to:

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Jackson Donley
Staff Attorney
Illinois Department of Revenue
101 West Jefferson
Springfield, Illinois 62794
Phone: (217) 785-4033

The full text of the Adopted Amendment begins on the next page:

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NOTICE OF ADOPTED AMENDMENT(S)

TITLE 86: REVENUE

CHAPTER I: DEPARTMENT OF REVENUE

PART 100

INCOME TAX REGULATIONS

SUBPART A: TAX IMPOSED

Section
100.2000

Personal Property Tax Replacement Income Tax (hereinafter PPTRIT) for Taxable Years Beginning Prior to July 1, 1979, and Ending After June 30, 1979 - Specific Accounting - In General (IITA Section 201) (Repealed)

100.2050

Personal Property Tax Replacement Income Tax (PPTRIT) for Taxable Years Beginning Prior to July 1, 1979, and Ending After June 30, 1979 - Specific Accounting - Carryover Items (IITA Section 201) (Repealed)

100.2100

Personal Property Tax Replacement Income Tax (PPTRIT) for Taxable Years Beginning Prior to July 1, 1979, and Ending After June 30, 1979 - Specific Accounting - Carryback Items (IITA Section 201) (Repealed)

100.2150

Personal Property Tax Replacement Income Tax (PPTRIT) for Taxable Years Beginning Prior to July 1, 1979, and Ending After June 30, 1979 - Specific Accounting - Partnership Income (IITA Section 201) (Repealed)

100.2200

Personal Property Tax Replacement Income Tax (PPTRIT) for Taxable Years Beginning Prior to July 1, 1979, and Ending After June 30, 1979 - Specific Accounting - Long Term Contracts Reported on the Completed Contract Method (IITA Section 201) (Repealed)

100.2250

Personal Property Tax Replacement Income Tax (PPTRIT) for Taxable Years Beginning Prior to January 1, 1981, and Ending After December 31, 1980 - Specific Accounting - In General (IITA Section 201) (Repealed)

100.2300

Personal Property Tax Replacement Income Tax (PPTRIT) for Taxable Years Beginning Prior to January 1, 1981, and Ending After December 31, 1980 - Specific Accounting - Carryover Items (IITA Section 201) (Repealed)

100.2350

Personal Property Tax Replacement Income Tax (PPTRIT) for Taxable Years Beginning Prior to January 1, 1981, and Ending After December 31, 1980 - Specific Accounting - Carryback Items (IITA Section 201) (Repealed)

100.2400

Personal Property Tax Replacement Income Tax (PPTRIT) for Taxable Years Beginning Prior to January 1, 1981, and Ending After December 31, 1980 - Specific Accounting - Partnership Income (IITA Section 201) (Repealed)

100.2450

Personal Property Tax Replacement Income Tax (PPTRIT) for Taxable Years Beginning Prior to January 1, 1981, and Ending After December 31, 1980 - Specific Accounting - Long Term Contracts Reported on the

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100.2500 Completed Contract Method (IITA Section 201) (Repealed)

100.2550 Scope of 86 Ill. Adm. Code 100.2000 through 100.2450 (Repealed)

100.2560 Net Income (IITA Section 202)

100.2561 Illinois Net Loss Deduction for Losses Occurring on or After December 31, 1986 (IITA 207)

100.2562 Computation of the Illinois Net Loss Deduction for Losses Occurring On or After December 31, 1986 (IITA 207)

100.2563 Determination of the Amount of Illinois Net Loss for Losses Occurring On or After December 31, 1986

100.2564 Illinois Net Loss Carrybacks and Net Loss Carryovers for Losses Occurring On or After December 31, 1986

100.2565 Illinois Net Losses and Illinois Net Loss Deductions for Losses Occurring On or After December 31, 1986, of Corporations that are Members of a Unitary Business Group: Separate Unitary Versus Combined Unitary Returns

100.2600 Illinois Net Losses and Illinois Net Loss Deductions for Losses Occurring On or After December 31, 1986, of Corporations that are Members of a Unitary Business Group: Changes in Membership

100.2650 Special Transitional Rules (IITA Section 202) (Repealed)

100.2675 Net Operating Losses Occurring Prior to December 31, 1986, of Unitary Business Groups: Treatment by Members of the Unitary Business Group (IITA Section 202) - Scope

100.2700 Net Operating Losses Occurring Prior to December 31, 1986, of Unitary Business Groups: Treatment by Members of the Unitary Business Group: (IITA Section 202) - Definitions

100.2750 Net Operating Losses Occurring Prior to December 31, 1986, of Unitary Business Groups: Treatment by Members of the Unitary Business Group: (IITA Section 202) - Current Net Operating Losses: Offsets Between Members

100.2800 Net Operating Losses Occurring Prior to December 31, 1986, of Unitary Business Groups: Treatment by Members of the Unitary Business Group: (IITA Section 202) - Effect of Combined Net Operating Loss in Computing Illinois Base Income

100.2850 Net Operating Losses Occurring Prior to December 31, 1986, of Unitary Business Groups: Treatment by Members of the Unitary Business Group. (IITA Section 202) - Deadline for Filing Claims Based on Net Operating Losses Carried Back From a Combined Apportionment Year

100.2900 Investment Tax Credits

100.2950 Capital Gain Income of Estates and Trusts Paid to or Permanently Set Aside For Charity

SUBPART B: ALLOCATION AND APPORTIONMENT OF BASE INCOME

Section

100.3000 Terms Used in Article 3 (IITA Section 301)

100.3050 Business and Nonbusiness Income (IITA Section 301)

100.3100 Compensation (IITA Section 302)

100.3150 State (IITA Section 302)

100.3200 Taxability in Other State (IITA Section 303)

100.3250 Resident (IITA Section 301)

100.3300 Commercial Domicile (IITA Section 303)

100.3350 Allocation and Apportionment of Base Income (IITA Section 304)

100.3400 Allocation of Compensation Paid to Nonresidents (IITA Section 302)

100.3450 Allocation of Certain Items of Nonbusiness Income by Persons Other than Residents (IITA Section 303)

100.3500 Business Income of Persons Other than Residents (IITA Section 304) - In General

100.3510 Business Income of Persons Other Than Residents (IITA Section 304) - Apportionment

100.3520 Business Income of Persons Other Than Residents (IITA Section 304) - Allocation

100.3530 Business Income of Persons Other Than Residents (IITA Section 304)

100.3550 Property Factor (IITA Section 304)

100.3600 Payroll Factor (IITA Section 304)

100.3650 Sales Factor (IITA Section 304)

100.3700 Special Rules (IITA Section 304)

SUBPART C: RECORDS, RETURNS AND NOTICES

Section

100.5200 Time for Filing Returns: Individuals (IITA Section 505)

100.5250 Time for Filing Returns: Corporations (IITA Section 505) (Repealed)

100.5300 Time for Filing Returns: Cooperatives (IITA Section 505) (Repealed)

100.5350 Time for Filing Returns: Partnerships (IITA Section 505) (Repealed)

100.5400 Time for Filing Returns: Estates and Trusts (IITA Section 505) (Repealed)

100.5450 Place for Filing Returns: All Taxpayers (IITA Section 505)

100.5500 Extensions of Time for Filing Returns: All Taxpayers (IITA Section 505)

100.5550 Short Year Returns of Newly Acquired Subsidiaries (IITA Section 505) (Repealed)

100.5600 Taxpayer's Notification to the Department of Certain Federal Changes Arising in Federal Consolidated Return Years, and Arising in Certain Loss Carryback Years (IITA Section 506)

100.5700 Composite Returns: Eligibility

100.5702 Composite Returns: Responsibilities of Authorized Agent

100.5704 Composite Returns: Individual Liability

100.5706 Composite Returns: Required forms and computation of Income

100.5708 Composite Returns: Estimated Payments

100.5710 Composite Return: Tax, Penalties and Interest

100.5712 Composite Returns: Credit for Resident Individuals

100.5714 Composite Returns: Definition of a "Lloyd's Plan of Operation"

100.6000 Election to File a Combined Return

100.6010 Procedure for Making the Election

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100.6020 Designated Agent for the Members
 100.6030 Combined Estimated Tax Payments
 100.6040 Claims for Credit of Overpayments
 100.6050 Liability for Combined Tax, Penalty and Interest
 100.6060 Combined Amended Returns
 100.6070 Computation of Combined Income and Tax
 100.6080 Definitions and Miscellaneous Provisions Relating to Combined Returns

SUBPART D: INCOME TAX WITHHOLDING

Section
 100.7000 Requirement of Withholding (IITA Section 701)
 100.7010 Compensation Paid in this State (IITA Section 701)
 100.7020 Transacting Business Within this State (IITA Section 701)
 100.7030 Payments to Residents (IITA Section 701)
 100.7040 Employer Registration (IITA Section 701)
 100.7050 Computation of Amount Withheld (IITA Section 701)
 100.7060 Additional Withholding (IITA Section 701)
 100.7070 Voluntary Withholding (IITA Section 701)
 100.7080 Correction of Underwithholding or Overwithholding (IITA Section 701)
 100.7090 Reciprocal Agreement (IITA Section 701)
 100.7100 Cross References
 100.7150 Withholding Exemption (IITA Section 702)
 100.7200 Withholding Exemption Certificate (IITA Section 702)
 100.7250 Exempt Withholding Under Reciprocal Agreements (IITA Section 702)
 100.7300 Reports for Employee (IITA Section 703)
 100.7350 Returns of Income Withheld from Wages (IITA Section 704)
 100.7400 Quarterly Returns Filed on Annual Basis (IITA Section 704)
 100.7450 Time for Filing Returns (IITA Section 704)
 100.7500 Payment of Tax Deducted and Withheld (IITA Section 704)
 100.7510 Correction of Underwithholding or Overwithholding (IITA Section 704)
 100.7550 Requirement of Withholding - Personal Service Contracts (IITA Section 708)
 100.7560 Contracts Indeterminate as to Amount (IITA Section 708)
 100.7570 Series of Identical Contracts (IITA Section 708)
 100.7580 Personal Service Contract (IITA Section 708)
 100.7590 Presence Necessitated (IITA Section 708)
 100.7600 Certification of Residence (IITA Section 708)
 100.7610 Identities Specified in the Contract (IITA Section 708)
 100.7620 Net Amount (IITA Section 708)
 100.7630 Coordination with IITA Section 701 (IITA Section 708)
 100.7640 Requirement of Withholding - Prizes and Awards (IITA Section 709)
 100.7650 Promoter (IITA Section 709)
 100.7700 Non-Cash Prizes (IITA Section 709)
 100.7750 Certification of Residence (IITA Section 709)
 100.7800 Relative Performance (IITA Section 709)

SUBPART E: DECLARATION AND PAYMENT OF ESTIMATED TAX

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Section
 100.8300 Penalty for Underpayments of Estimated Tax - Exception for Payments Based on Prior Year's Liability - Rule for a Taxable Year Following the Taxable Year in which the Personal Property Tax Replacement Income Tax (PPTRIT) Became Effective-Corporate Taxpayers (IITA Section 802) (Repealed)
 100.8400 Penalty for Underpayment of Estimated Tax - Exception for Payments Based on the Prior Year's Facts - Change in the Personal Property Tax Replacement Income Tax (PPTRIT) Rate for Corporations on January 1, 1981 (IITA Section 802) (Repealed)

SUBPART F: STATEMENT OF PROCEDURAL RULES

Section
 100.9000 Introduction
 100.9005 Letter Ruling Procedures
 100.9010 General Income Tax Procedures (IITA Section 901)
 100.9020 Taxpayer Representation and Practice Requirements
 100.9030 Collection Authority (IITA Section 901)
 100.9040 Notice and Demand (IITA Section 902)
 100.9050 Assessment (IITA Section 903)
 100.9060 Deficiencies and Overpayments (IITA Section 904)
 100.9061 Application of Tax Payments Within Unitary Business Groups (IITA Section 603)
 100.9070 Limitations on Notices of Deficiency (IITA Section 905)
 100.9080 Further Notices of Deficiency Restricted (IITA Section 906)
 100.9090 Waiver of Restrictions on Assessments (IITA Section 907)
 100.9100 Procedure on Protest (IITA Section 908) (Repealed)
 100.9110 Credits and Refunds (IITA Section 909)
 100.9120 Procedure on Denial of Claim for Refund (IITA Section 910) (Repealed)
 100.9130 Limitations on Claims for Refund (IITA Section 911)
 100.9140 Recovery of Erroneous Refund (IITA Section 912)
 100.9150 Access to Books and Records (IITA Section 913)
 100.9200 Conduct of Investigations and Hearings (IITA Section 914)

SUBPART G: JUDICIAL REVIEW

Section
 100.9850 Administrative Review Law (IITA Section 1201)

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Section
 100.9900 Unitary Business Group Defined (IITA Section 1501)

APPENDIX A
TABLE A

BUSINESS INCOME OF PERSONS OTHER THAN RESIDENTS
 Example of Unitary Business Apportionment

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TABLE B

Example of Unitary Business Apportionment for Groups Which Include Members Using Three-Factor and Single-Factor Formulas

AUTHORITY: Implementing the Illinois Income Tax Act (Ill. Rev. Stat. 1987, ch. 120, pars. 1-101 et seq.) and authorized by Section 1401 of the Illinois Income Tax Act (Ill. Rev. Stat. 1987, ch. 120, par. 14-1401).

SOURCE: Filed July 14, 1971, effective July 24, 1971; amended at 2 Ill. Reg. 49 P. 84, effective November 29, 1978; amended 5 Ill. Reg. 813, effective January 7, 1981; amended at 5 Ill. Reg. 4617, effective April 14, 1981; amended at 5 Ill. Reg. 4642, effective April 14, 1981; amended at 5 Ill. Reg. 5537, effective May 7, 1981; amended at 5 Ill. Reg. 5705, effective May 20, 1981; amended at 5 Ill. Reg. 5883, effective May 20, 1981; amended at 5 Ill. Reg. 6843, effective June 16, 1981; amended at 5 Ill. Reg. 13244, effective November 13, 1981; amended at 5 Ill. Reg. 13724, effective November 30, 1981; amended at 6 Ill. Reg. 579, effective December 29, 1981; amended at 6 Ill. Reg. 9701, effective July 26, 1982; amended at 7 Ill. Reg. 399, effective December 28, 1982; codified at 8 Ill. Reg. 19574; amended at 9 Ill. Reg. 16986, effective October 21, 1985; amended at 9 Ill. Reg. 685, effective December 31, 1985; amended at 10 Ill. Reg. 7913, effective April 28, 1986; amended at 10 Ill. Reg. 19512 effective November 3, 1986; amended at 10 Ill. Reg. 21941, effective December 15, 1986; amended at 11 Ill. Reg. 831, effective December 24, 1986; amended at 11 Ill. Reg. 2450, effective January 20, 1987; amended at 11 Ill. Reg. 12410, effective July 8, 1987; amended at 11 Ill. Reg. 17782, effective October 16, 1987; amended at 12 Ill. Reg. 4865, effective February 25, 1988; amended at 12 Ill. Reg. 6748, effective March 25, 1988; amended at 12 Ill. Reg. 11766, effective July 1, 1988; amended at 12 Ill. Reg. 14307, effective August 29, 1988; amended at 13 Ill. Reg. 8917, effective May 30, 1989; amended at 13 Ill. Reg. 10952, effective June 26, 1989.

Section 100.3700 Special Rules (IITA Section 304)

a) In general.

IITA Section 304(c) provides that if the allocation and apportionment provisions of IITA Section 304(a) through (d) do not fairly represent the extent of the person's business activity in this state, the person may petition for or the Director may require, in respect to all or any part of the person's business activity, if reasonable:

- 1) Separate accounting;
- 2) The exclusion of any one or more of the factors;
- 3) The inclusion of one or more additional factors which will fairly represent the person's business activity in this state; or
- 4) The employment of any other method to effectuate an equitable allocation and apportionment of the person's income. This subsection permits a departure from the required methods applicable under IITA Section 304(a) through (d), including combined apportionment (see Caterpillar Tractor Co. et al. v. Lenckos 84 Ill. 2d 102, 417 NE 2d 1343 (1981)), only where such

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methods do not accurately and fairly reflect business activity in Illinois. An alternative apportionment method under this subsection may not be invoked, either by the Director or by a taxpayer, merely because it reaches a different apportionment percentage than the regularly required formula. However, if the application of the statutory formula will lead to a grossly distorted result in a particular case, a fair and accurate alternative method is appropriate. (See Norfolk & Western Railway Co. v. State Tax Commission. 390 U.S. 317 88 S. Ct. 995 (1968)). The party (the Director or the taxpayer) seeking to utilize an alternative apportionment method has the burden of showing by clear and cogent evidence that the statutory formula would result in the taxation of extraterritorial values. (See Butler Bros. v. McColligan, 315 U.S. 501, 625, cf. 701 (1942).) The burden will be met only if the statutory formula is demonstrated to operate unreasonably and arbitrarily in attributing to Illinois a percentage of income which is out of all proportion to the business transacted in this State. (See Hans Rees' Sons, Inc. v. North Carolina ex rel Maxwell, 283 U.S. 123, 51 S. Ct. 385 (1931).) Finally, the party seeking to use an alternative apportionment formula must prove that such method fairly and accurately apportions income to Illinois based upon business activity in this state.

b) Property factor.

The following special rules are established in respect to the property factor of the apportionment formula:

- 1) If the subrents taken into account in determining the net annual rental rate under 86 Ill. Adm. Code 100.3550(c) produce a negative or clearly inaccurate value for any item of property, another method which will properly reflect the value of rented property may be required by the Director or requested by the person. In no case however shall such value be less than an amount which bears the same ratio to the annual rental rate paid by the person for such property as the fair market value of that portion of the property used by the person bears to the total fair market value of the rented property.

Example: A corporation rents a 10-story building at an annual rental rate of \$1,000,000. The corporation occupies two stories and sublets eight stories for \$1,000,000 a year. The net annual rental rate of the taxpayer must not be less than two-tenths of the corporation's annual rental rate for the entire year, or \$200,000.

- 2) If property owned by others is used by the person at no charge or rented by the person for a nominal rate, the net annual rental rate for such property shall be determined on the basis of a reasonable market rental rate for such property.

c) Sales factor.

The following special rules are established in respect to the sales factor of the apportionment formula:

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- 1) In the case of sales where neither the origin nor the destination of the sale is within this state, and the person is taxable in neither the state of origin nor the state of destination, the sale will be attributed to this state (and included in the numerator of the sales factor) if the person's activities in this state in connection with the sales are not protected by the provisions of P.L. 86-272, 15 U.S.C. 381-385. Although P.L. 86-272, by its terms covers only sales of tangible personal property, its rules regarding a state's power to impose a net income tax, for purposes of this special rule, will be applied whether the sale is of tangible or intangible property.

Example: A corporation's salesman operates out of an office in Illinois. He regularly calls on customers both within and without Illinois. Orders are approved by him and transmitted to the corporation's headquarters in State A. If the property sold by the salesman is shipped from a state in which the corporation is not taxable to a purchaser in a state in which the corporation is not taxable, the sale is attributable to Illinois.

- 2) Where substantial amounts of gross receipts arise from an incidental or occasional sale of a fixed asset used in the regular course of the person's trade or business, such gross receipts shall be excluded from the sales factor. For example, gross receipts from the sale of a factory or plant will be excluded.

- 3) Insubstantial amounts of gross receipts arising from incidental or occasional transactions or activities may be excluded from the sales factor unless such exclusion would materially affect the amount of income apportioned to this state. For example, the person ordinarily may include or exclude from the sales factor gross receipts from such transactions as the sale of office furniture, business automobiles, etc.

- 4) Where the income producing activity in respect to business income from intangible personal property can be readily identified, such income is included in the denominator of the sales factor and, if the income producing activity occurs in this state, in the numerator of the sales factor as well. For example, usually the income producing activity can be readily identified in respect to interest income received on deferred payments on sales of tangible property (86 Ill. Adm. Code 100.3650(a)(1)(A)) and income from the sale, licensing or other use of intangible personal property (86 Ill. Adm. Code 100.3650(c)(3)(A)). Where business income from intangible property cannot readily be attributed to any income producing activity of the person, such income cannot be assigned to the numerator of the sales factor for any state and shall be excluded from the denominator of the sales factor. For example, where business income in the form of dividends received on stock, royalties received on patents or copyrights, or interest received on bonds, debentures or

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government securities results from the mere holding of intangible personal property by the person, such dividends and interest shall be excluded from the denominator of the sales factor.

- 5) In the case of sales of business intangibles (including, by means of example, without limitation, patents, copyrights, bonds, stocks and other securities), gross receipts shall be disregarded and only the net gain (loss) therefrom shall be included in the sales factor.

Example: In 1990, Corporation A, a calendar year taxpayer, sells stock with an adjusted basis of \$98,000,000.00 for \$100,000,000.00, realizing a federal net capital gain of \$2,000,000.00. Only the net capital gain of \$2,000,000.00 is reflected in A's sales factor for the taxable year ending December 31, 1990.

- d) Rule for inclusion of shares of partnership unitary business income and factors in combined unitary business income and factors of corporate partners.

When the activities of a corporate partner (or the activities of a unitary business group including the corporate partner) and the activities of a partnership, disregarding ownership requirements, constitute a unitary business relationship, then the partner's share of the partnership's income and factors shall be combined with the business income and factors of the partner or with the combined business income and factors of the unitary business group including the partner, as the case may be. The activities of a corporate partner and the activities of a partnership will constitute a unitary business relationship when such activities are integrated with, dependent upon, and contribute to each other. However, the rule stated herein will not apply to shares of income from partnerships whose business activity outside the United States is 80% or more of such partnership's total business activity, where the partnership has a different apportionment method than the corporate partner, or where the partnership is not in the same general line of business or a step in a vertically structured enterprise with the corporate partner. This rule is applicable to all taxable years for which the statute of limitations for filing claims for refund and for issuing notices of deficiency are open, except those tax years ending on or after the effective date (April 24, 1984) of Section 100.9900(e)(2) and ending prior to its repeal where the taxpayer relied upon that rule.

(Source: Amended at 13 Ill. Reg. 10952, effective June 26, 1989)

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED AMENDMENT

NOTICE OF ADOPTED AMENDMENT

- 1) Heading of Part: Vending Machines in Rest Areas
- 2) Code Citation: 92 Ill. Adm. Code 534
- 3) Section Numbers: 534.20
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 121, par. 9-113.1
- 5) Effective date of rules: June 27, 1989
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment contain incorporations by reference? No
- 8) Date filed in agency's principal office: June 27, 1989
- 9) Notice of proposal published in Illinois Register:
March 3, 1989, 13 Ill. Reg. 2760
- 10) Has JCAR issued a Statement of Objections to these rules? No
- 11) Differences between proposal and final version:

In order to comply with 1 Ill. Adm. Code 100, an apostrophe has been inserted, and then struck through, before "89 Ill. Adm. Code 650" in the definition of "Vendor". This apostrophe appears in the current file copy of this Part and should have been struck through in the Notice of Proposed Amendment, but had inadvertently been deleted.

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued to JCAR? Yes
- 13) Will this rule replace an Emergency Rule currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and purpose of rules:

When this Part was first promulgated, the Department, at the suggestion of the staff of the Joint Committee on Administrative Rules (JCAR), agreed to change the definition of "Private Contractor" by inserting a reference to the Department of Rehabilitation Services rules entitled "Vending Stand Program for the Blind; 89 Ill. Adm. Code 650."

Subsequent to the Department's filing of Part 534, the Department received a letter from the Executive Director of JCAR stating that, in adding this language to the definition of "Private Contractor," the change had been made in violation of Section 5.01(b) of the I.A.P.A.. Evidence of the agreement between the JCAR staff and the Department appears to be missing from the JCAR file.

Accordingly, the Department is deleting the language "in accordance with the Part entitled "Vending Stand Program for the Blind; 89 Ill. Adm. Code 650" in Section 534.20, "Private Contractor" in response to the above-mentioned letter from the Joint Committee on Administrative Rules.

- 16) Information and questions regarding these adopted rules shall be directed to:

Mr. James W. Shay
Engineer of Maintenance
Department of Transportation
Division of Highways
2300 South Dirksen Parkway
Springfield, Illinois 62764
(217) 782-2984

The full text of the Adopted Amendment begins on the next page:

DEPARTMENT OF TRANSPORTATION

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NOTICE OF ADOPTED AMENDMENT

NOTICE OF ADOPTED AMENDMENT

TITLE 92: TRANSPORTATION
CHAPTER I: DEPARTMENT OF TRANSPORTATION
SUBCHAPTER f: HIGHWAYSPART 534
VENDING MACHINES IN REST AREAS

SUBPART A: PLACEMENT OF VENDING MACHINES IN REST AREAS

Section

534.10 Purpose
534.20 Definitions
534.30 Responsibilities

SUBPART B: APPLICATION

Section

534.110 Application

SUBPART C: ADMINISTRATION

Section

534.210 IDOT-IDORS Responsibilities

AUTHORITY: Implementing and authorized by Section 9-113.1 of the Illinois Highway Code (Ill. Rev. Stat. 1987, ch. 121, par. 9-113.1).

SOURCE: Adopted at 12 Ill. Reg. 12884, effective July 21, 1988; amended at 13 Ill. Reg. 1866, effective January 27, 1989; amended at 13 Ill. Reg. 10963, effective June 27, 1989.

NOTE: Capitalization denotes statutory language.

SUBPART A: PLACEMENT OF VENDING MACHINES IN REST AREAS

Section 534.20 Definitions

"IDORS" - Illinois Department of Rehabilitation Services.

"IDOT" - Illinois Department of Transportation.

"Private Contractor" - a firm or person who has contracted with IDORS to operate and maintain vending machines at sites where a blind vendor is not located. in accordance with the Part entitled Vending Stand Program for the Blind, 89-III-Adm-650.

"Vending Machine" - a coin or currency operated machine capable of automatically dispensing an article or product.

"Vending Machine Facilities" - buildings which house vending machines.

"Vendor" - a blind vendor who has been licensed by the IDORS in accordance with the rules entitled 'Vending Stand Program for the Blind', 89 Ill. Adm. Code 650 pursuant to the Federal Randolph-Sheppard Vending Stand Act of June 20, 1936 (49 Stat. 1559, Title 20, Sections 107-107F) (20 U.S.C.A. 107 et seq.).

(Source: Amended at 13 Ill. Reg. 10963, effective June 27, 1989)

- 1) The Heading of the Part: Pay Plan
- 2) The Code Citation: 80 111. Adm. Code 310
- 3) Section Numbers: Emergency Action:
310.230 Amended
310.290 Amended
- 4) The specific statutory citation upon which the rule is based and authorized:
Illinois Revised Statutes 1987, ch. 127, par. 63b108a(2)
- 5) The effective date of the rule: June 20, 1989
- 6) If this emergency rule is to expire before the end of the 150 days period, please specify the date:
The emergency amendments will extend to the full 150 days.
- 7) Date filed in Agency's principle office: June 20, 1989
- 8) The reason for the emergency:
This emergency filing is necessary to implement rate changes for the Building/Grounds Laborer, Building/Grounds Lead I and II in Section 310.230 at the request of the Department of Agriculture for the seasonal work period during the State Fair.
In Section 310.290, the changes and additions reflect the Fiscal Year 1990 amendments affecting the Out-of-State and Foreign Service Rates. It is imperative that these salary changes and additions become effective July 1, 1989, so that employee groups subject to the Out-of-State schedule will maintain parity with the majority of Code employees who are covered by contracts.

- 9) A Complete Description of the Subjects and Issues Involved:
The amendments to Section 310.230 reflect rate changes for the Building/Grounds Laborer which is being upgraded from \$3.35 - \$5.30 to \$3.50 - \$6.00 per hour, Building/Grounds Lead I in which the maximum rate is being increased from \$5.00 to \$7.00 per hour, and the Building/Grounds Lead II in which the maximum rate is being increased from \$6.00 to \$8.00 per hour.

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The amendments to Section 310.290 reflect the new Fiscal Year 1990 changes affecting the Out-of State and Foreign Service Rates. The Clerk Typist I and III, and Secretary I are abolished and being replaced with the titles of Office Assistant (Foreign Service), Office Associate and Office Coordinator. At the request of the Department of Revenue, the titles of Tax Examiner and Tax Examiner Trainee are being added.

- 10) Are there any proposed amendments pending to this part? Yes

Section Number	Proposed Action	Ill. Reg. Citation
310. Table F	Amended	13 111. Reg. 2892 (March 10, 1989)

- 11) Statement of Statewide Policy Objectives:

This rulemaking does not affect local government units.

- 12) The name, address and telephone number of the person to whom information and questions regarding this adopted rule shall be directed to:

Mr. Michael Murphy
Department of Central Management Services
Division of Technical Services
504 William G. Stratton Building
Springfield, Illinois 62706
Telephone: (217) 782-5601

The full text of the Emergency Rule is as follows:

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF EMERGENCY AMENDMENTS

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES
SUBTITLE B: PERSONNEL RULES, PAY PLANS, AND
POSITION CLASSIFICATIONS

CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

PART 310
PAY PLAN

SUBPART A: NARRATIVE

Section
310.20 Policy and Responsibilities
310.30 Jurisdiction
310.40 Pay Schedules
310.50 Definitions
310.60 Conversion of Base Salary to Pay Period Units
310.70 Conversion of Base Salary to Daily or Hourly Equivalents
310.80 Increases in Pay
310.90 Decreases in Pay
310.100 Other Pay Provisions
310.110 Implementation of Pay Plan Changes, Effective July 1, 1988
310.120 Interpretation and Application of Pay Plan
310.130 Effective Date
310.140 Reinstitution of Within Grade Salary Increases
310.150 Fiscal Year 1985 Pay Changes in Schedule of Salary Grades, effective July 1, 1984 (Repealed)

SUBPART B: SCHEDULE OF RATES

Section
310.205 Introduction
310.210 Prevailing Rate
310.220 Negotiated Rate
310.230 Part-Time Daily or Hourly Special Services Rate
EMERGENCY
310.240 Hourly Rate
310.250 Member, Patient and Inmate Rate
310.260 Trainee Rate
310.270 Legislated and Contracted Rate
310.280 Designated Rate
310.290 Out-of-State or Foreign Service Rate
EMERGENCY
310.300 Education Rate
310.310 Physician Specialist Rate
310.320 Annual Compensation Ranges for Executive Director and Assistant Executive Director, State Board of Elections
310.330 Excluded Classes Rate (Repealed)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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SUBPART C: MERIT COMPENSATION SYSTEM

Section
310.410 Jurisdiction
310.420 Objectives
310.430 Responsibilities
310.440 Merit Compensation Salary Schedule
310.450 Procedures for Determining Annual Merit Increases
310.455 Intermittent Merit Increase
310.456 Merit Zone
310.460 Other Pay Increases
310.470 Adjustment
310.480 Decreases in Pay
310.490 Other Pay Provisions
310.500 Definitions
310.510 Conversion of Base Salary to Pay Period Units
310.520 Conversion of Base Salary to Daily or Hourly Equivalents
310.530 Implementation
310.540 Annual Merit Increase Guidechart for Fiscal Year 1989
310.550 Fiscal Year 1985 Pay Changes in Merit Compensation System effective July 1, 1984 (Repealed)

APPENDIX A Negotiated Rates of Pay

TABLE A HR-190 (Department of Central Management Services - State of Illinois Building - SEIU)
TABLE B HR-200 (Department of Labor - Chicago, Illinois - SEIU)
TABLE C RC-069 (Firefighters, AFSCME)
TABLE D HR-001 (Teamsters Local #726)
TABLE E RC-020 (Teamsters Local #330)
TABLE F RC-019 (Teamsters Local #25)
TABLE G RC-045 (Automotive Mechanics, ISEA)
TABLE H RC-006 (Corrections Employees, AFSCME)
TABLE I RC-009 (Institutional Employees, AFSCME)
TABLE J RC-014 (Clerical Employees, AFSCME)
TABLE K RC-023 (Registered Nurses, INA)
TABLE L VR-004 (Illinois State Treasurer's Office Employees, Teamsters and IFT)
TABLE M RC-027 (Educators, AFSCME) (Repealed)
TABLE N RC-027 (Physician Rates, AFSCME) (Repealed)
TABLE O RC-028 (Paraprofessional Human Services Employees, AFSCME)
TABLE P RC-029 (Paraprofessional Investigatory and Law Enforcement Employees, ISEA)
TABLE Q RC-033 (Meat Inspectors, ISEA)
TABLE R RC-042 (Residual Maintenance Workers, AFSCME)
TABLE S HR-012 (Fair Employment Practices Employees, SEIU)
TABLE T HR-010 (Teachers of Deaf, IFT)

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TABLE U	HR-010 (Teachers of Deaf, Extracurricular Paid Activities)
TABLE V	CU-500 (Corrections, Meet and Confer Employees)
TABLE W	RC-062 (Technical Employees, AFSCME)
TABLE X	RC-063 (Professional Employees, AFSCME)
TABLE Y	RC-063 (Educators, AFSCME)
TABLE Z	RC-063 (Physicians, AFSCME)
APPENDIX B	Schedule of Salary Grades - Monthly and Annual Rates of Pay
APPENDIX C	Physician Administrator Rates and Medical Facilities
	Administrator Rates for Fiscal Year 1989
APPENDIX D	Merit Compensation System Salary Schedule for Fiscal Year 1989
APPENDIX E	Teaching Salary Schedule (Repealed)
APPENDIX F	Physician and Physician Specialist Salary Schedule (Repealed)

AUTHORITY: Implementing and authorized by Section 8a(2) of the Personnel Code (Ill. Rev. Stat. 1987, ch. 127, par. 63b108a(2)).

SOURCE: Filed June 28, 1967; codified at 8 Ill. Reg. 1558; emergency amendment at 8 Ill. Reg. 1990, effective January 31, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 2440, effective February 15, 1984; emergency amendment at 8 Ill. Reg. 3348, effective March 5, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 4249, effective March 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 5704, effective April 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 7290, effective May 11, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 11299, effective June 25, 1984; emergency amendment at 8 Ill. Reg. 12616, effective July 1, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 15007, effective August 6, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 15367, effective August 13, 1984; emergency amendment at 8 Ill. Reg. 21310, effective October 10, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21544, effective October 24, 1984; amended at 8 Ill. Reg. 22844, effective November 14, 1984; emergency amendment at 9 Ill. Reg. 1134, effective January 16, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 1320, effective January 23, 1985; amended at 9 Ill. Reg. 3681, effective March 12, 1985; emergency amendment at 9 Ill. Reg. 4163, effective March 15, 1985, for a maximum of 150 days; emergency amendment at 9 Ill. Reg. 9231, effective May 31, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9420, effective June 7, 1985; amended at 9 Ill. Reg. 10663, effective July 1, 1985; emergency amendment at 9 Ill. Reg. 15043, effective September 24, 1985, for a maximum of 150 days; emergency amendment at 10 Ill. Reg. 3325, effective January 22, 1986; amended at 10 Ill. Reg. 3230, effective January 24, 1986; emergency amendment at 10 Ill. Reg. 8904, effective May 13, 1986, for a maximum of 150 days; emergency amendment at 10 Ill. Reg. 8928, effective May 13, 1986; emergency amendment at 10 Ill. Reg. 12090, effective June 30, 1986, for a maximum of 150 days; emergency amendment at 10 Ill.

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Reg. 13675, effective July 31, 1986; emergency amendment at 10 Ill. Reg. 14867, effective August 26, 1986; amended at 10 Ill. Reg. 15567, effective September 17, 1986; emergency amendments at 10 Ill. Reg. 17765, effective September 30, 1986, for a maximum of 150 days; emergency amendment at 10 Ill. Reg. 19132, effective October 28, 1986; emergency amendment at 10 Ill. Reg. 21097, effective December 9, 1986; amended at 11 Ill. Reg. 648, effective December 22, 1986; emergency amendment at 11 Ill. Reg. 3363, effective February 3, 1987; emergency amendment at 11 Ill. Reg. 4388, effective February 27, 1987; emergency amendment at 11 Ill. Reg. 6291, effective March 23, 1987; amended at 11 Ill. Reg. 5901, effective March 24, 1987; emergency amendment at 11 Ill. Reg. 8787, effective April 15, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 11830, effective July 1, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 13675, effective July 29, 1987; amended at 11 Ill. Reg. 14984, effective August 27, 1987; emergency amendment at 11 Ill. Reg. 20664, effective December 4, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20778, effective December 11, 1987; emergency amendment at 12 Ill. Reg. 3811, effective January 27, 1988; emergency amendment at 12 Ill. Reg. 5459, effective March 3, 1988; amended at 12 Ill. Reg. 6073, effective March 21, 1988; emergency amendment at 12 Ill. Reg. 7783, effective April 14, 1988; emergency amendment at 12 Ill. Reg. 7734, effective April 15, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 8135, effective April 22, 1988; emergency amendment at 12 Ill. Reg. 9745, effective May 23, 1988; emergency amendment at 12 Ill. Reg. 11778, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 12895, effective July 18, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 13359, effective July 27, 1988; corrected at 12 Ill. Reg. 13306, effective July 27, 1988; September 6, 1988; amended at 12 Ill. Reg. 20449, effective November 28, 1988; emergency amendment at 12 Ill. Reg. 20584, effective November 28, 1988; emergency amendment at 13 Ill. Reg. 8080, effective May 10, 1989; emergency amendment at 13 Ill. Reg. 8970, effective May 26, 1989; amended at 13 Ill. Reg. 8849, effective May 30, 1989; emergency amendment at 13 Ill. Reg. 10967, effective June 20, 1989, for a maximum of 150 days.

Section 310.230 Part-Time Daily or Hourly Special Services Rate

The rate of pay as approved by the Director of Central Management Services for persons employed on a consultative or part-time basis requiring irregular hours of work shall be as listed below, except the total compensation of an employee in any given month shall not exceed the monthly rate of Step 5 of the salary grade for the title as shown in the Schedule of Salary Grades (Appendix B) if the class title is subject to the Schedule of Salary Grades, or Step 5 of the negotiated salary range for classes of positions shown in Section 310.220, Subpart B, Schedule of Rates, or 75% of the maximum rate of those

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classes of positions subject to the provisions of the Merit Compensation System, Subpart C of this Pay Plan.

Aplary Inspector	\$10 to \$50
Building/Grounds Laborer	\$3-383.50 to \$5-386.00 (per hour)
Building/Grounds Lead I	\$3.50 to \$5-007.00 (per hour)
Building/Grounds Lead II	\$4.50 to \$6-008.00 (per hour)
Building/Grounds Maintenance Worker	\$5.00 to \$6.00 (per hour)
Chaplain I	\$20 to \$70
Chemist I	\$30 to \$45
Clerk I	\$3.50 to \$4.00 (per hour)
Clerk II	\$42 to \$62
Clerk III	\$45 to \$65
Clerk IV	\$4.00 to \$7.00 (per hour)
Clerk Typist I	\$4.00 to \$4.50 (per hour)
Clerk Typist II	\$4.25 to \$5.00 (per hour)
Conservation Worker	\$3.91 (per hour)
Conservation Worker (2nd season -- site Interpretation)	\$4.02 (per hour)
Conservation Worker (3rd season -- site Interpretation)	\$4.14 (per hour)
Dentist I	\$70 to \$150
Dentist II	\$100 to \$185
Educator	\$25 to \$60
Educator Aide	\$18 to \$35
Field Inspector	\$26 to \$40
Hearing and Speech Specialist III	\$15 to \$30 (per hour)
Hearings Referee	\$75 to \$200
Janitor I	\$4.73 to \$5.30 (per hour)
Labor Maintenance Lead Worker	\$5.00 to \$6.00 (per hour)
Labor Relations Investigator I	\$35 to \$50
Labor Relations Investigator II	\$40 to \$70
Laboratory Technician II	\$26 to \$40
Laborer (Maintenance)	\$3.35 to \$5.00 (per hour)
Lifeguard	\$3.91 (per hour)
Lifeguard Captain	\$4.02 (per hour)
Maintenance Worker	\$3.50 to \$5.00 (per hour)
Nurse I	\$39 to \$54
Nurse I (2nd or 3rd shift)	\$41 to \$56
Nurse I (Cook County)	\$43 to \$58
Nurse I (Cook Co. 2nd or 3rd shift)	\$44 to \$59
Nurse II	\$43 to \$58
Nurse II (2nd or 3rd shift)	\$44 to \$59
Nurse II (Cook County)	\$45 to \$60

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Nurse II (Cook Co. 2nd or 3rd shift)	\$47 to \$62
Occupational Therapist	\$40 to \$160
Program Coordinator	\$50 to \$160 (daily)
Optometrist	\$15 to \$35 (hourly)
Optometrist	\$100 to \$300
Physician	\$100 to \$325 (daily)
Physician Specialist (A)	\$20 to \$60 (hourly)
Physician Specialist (B)	\$100 to \$350 (daily)
Physician Specialist (C)	\$20 to \$70 (hourly)
Physician Specialist (C)	\$100 to \$360 (daily)
Physician Specialist (C)	\$20 to \$75 (hourly)
Physician Specialist (D)	\$100 to \$370 (daily)
Physician Specialist (D)	\$20 to \$85 (hourly)
Podiatrist	\$50 to \$125
Psychologist I	\$35 to \$80
Psychologist II	\$40 to \$125
Psychologist III	\$40 to \$150
Psychologist IV	\$55 to \$175
Recreation Worker I	\$25 to \$40
Recreation Worker I	\$5.33 (per hour)
Social Worker II	\$35 to \$75
Social Worker III	\$35 to \$80
Student Worker	\$3.35 to \$6.00 (per hour)
Tax Examiner	\$53 to \$73
Technical Advisor II	\$20 to \$35 (per hour)
Technical Advisor III	\$30 to \$60 (per hour)
Technical Advisor IV	\$50 to \$80 (per hour)
Veterinarian II	\$95 to \$130 (daily)
Watch Attendant I	\$4.28 to \$4.87 (per hour)

(Source: Emergency Amendment at 13 Ill. Reg. 10967, effective June 20, 1989, for a maximum of 150 days)

Section 310.290 Out-of-State or Foreign Service Rate

The rate of pay for employees occupying positions which require payment in accordance with the economic conditions and social legislation of another state or foreign country. An adjustment may be made to the salary of an employee stationed in a foreign country to compensate for a change in the currency exchange rate. The Director of the Department of Central Management Services will, before approving an adjustment, consider the need of the employing agency, the treatment of other similar situations, prevailing practices of other employers, and the equity of the particular circumstances.

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES
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<u>Title</u>	<u>Range</u> <u>Effective Fiscal Year 1989 1990</u>
Account Technician I (CA, OH, TX)	\$1608--2025
(NJ)	1664 -2096
	1817--2289
	1881 -2370
Accounting and Fiscal Administration Career Trainee (CA, CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX and WI)	1825--2336
(NJ)	1889 -2417
	2063--2640
	2136 -2733
	1282--1849
Clerk-Typist I--Foreign-Service	1401--1718
Clerk-Typist-III --(CA, OH, TX)	1583--1942
--(NJ)	2521--4217
Foreign Service Economic Development Executive I	2609 -4365
Foreign Service Economic Development Executive II	3268--5546
Foreign Service Economic Development Representative	3382 -5740
Office Assistant (Foreign Service)	2170--3607
Office Associate (CA, CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX AND WI)	2246 -3630
(NJ)	1498 -2057
Office Coordinator (CA, CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX AND WI)	1603 -2010
(NJ)	1812 -2272
Revenue Audit Supervisor (CA, OH, TX)	1664 -2096
(NJ)	1881 -2370
Revenue Auditor I (CA, CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX and WI)	2869--4884
(NJ)	2968 -5057
	2868--5521
	3355 -5716
Revenue Auditor II (CA, CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX AND WI)	2190--2866
(NJ)	2267 -2966
	2475--3240
	2562 -3353
	2422--3187
	2507 -3298
	2738--3602
	2834 -3728

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES
NOTICE OF EMERGENCY AMENDMENTS

<u>Title</u>	<u>Range</u> <u>Effective Fiscal Year 1989 1990</u>
Revenue Auditor III (CA, CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX AND WI)	-2699--3582
(NJ)	2793 -3708
	3061--4528
	3158 -4191
Revenue Deputy Regional Administrator (CA, OH, TX)	3044--5227
(NJ)	3151 -5411
	3044--5909
	3562 -6117
Revenue Regional Administrator (NJ)	3250--6323
	3803 -6544
Secretary-I --(CA, OH, TX)	-1608--2025
--(NJ)	-1817--2289
Tax Examiner (CA, CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX AND WI)	1664 -2096
(NJ)	1881 -2370
Tax Examiner Trainee (CA, CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX AND WI)	1498 -2057
(NJ)	1694 -2093

(Source: Emergency Amendment at 13 Ill. Reg. 10967, effective June 20, 1989,
for a maximum of 150 days)

ILLINOIS REGISTER

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENT

1) The Heading of the Part: MEDICAL PAYMENT2) Code Citation: 89 Ill. Adm. Code 1403) Section Number: Emergency Action:
140.569 Amendment4) Statutory Authority: Section 5-5.8a of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 5-5.8a)5) Effective Date of Amendment: July 1, 19896) If this emergency amendment is to expire before the end of the 150-day period, please specify the date on which it is to expire: Not applicable7) Date Filed in Agency's Principal Office: July 1, 19898) Reason for Emergency: Section 5.02 of the Administrative Procedure Act permits the Department to adopt an emergency rulemaking if a situation exists which constitutes a threat to the public interest, safety or welfare. This rulemaking addresses just such a situation: This rulemaking makes it possible for persons with a need for exceptional medical care to be provided this care in the most appropriate setting.9) A Complete Description of the Subjects and Issues Involved: The negotiated rate concept which makes provision for those clients with exceptional nursing care needs has been expanded to a more comprehensive plan whose rate structure is facility specific.

Exceptional medical care is defined as the level of medical care required by persons (including persons with acquired immune deficiency syndrome (AIDS) or a related condition) who are medically stable and ready for discharge from a hospital but who require an intensive level of care for physician, nurse and ancillary specialist services.

This rule revision provides contract requirements, staffing levels and training requirements, program conditions and eligibility factors. It also includes a provision for payment to a hospital if skilled nursing services cannot be located.

10) Are there any proposed amendments pending to this Part? Yes

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NOTICE OF EMERGENCY AMENDMENT

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Illinois Register Citation</u>
140.16	Amendment	March 10, 1989 (13 Ill. Reg. 2937)
140.17	Amendment	March 10, 1989 (13 Ill. Reg. 2937)
140.21	Amendment	March 17, 1989 (13 Ill. Reg. 3295)
140.110	New Section	July 15, 1988 (12 Ill. Reg. 11701)
140.400	Amendment	December 16, 1988 (12 Ill. Reg. 20714)
140.435	Amendment	December 16, 1988 (12 Ill. Reg. 20714)
140.436	Amendment	December 16, 1988 (12 Ill. Reg. 20714)
140.440	Amendment	December 30, 1988 (12 Ill. Reg. 22329)
140.497	New Section	May 19, 1989 (13 Ill. Reg. 7546)
140.526	Amendment	February 3, 1989 (13 Ill. Reg. 1420)
140.569	Amendment	April 21, 1989 (13 Ill. Reg. 5465)
140.642	Amendment	November 28, 1988 (12 Ill. Reg. 19613)

11) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.12) Information and questions regarding this Emergency Amendment shall be directed to:

Name: Dan Leikvold, Staff Attorney
Office of the General Counsel

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENT

Address: Illinois Department of Public Aid
Jesse B. Harris II Building
100 South Grand Avenue East, 3rd Floor
Springfield, Illinois 62762

Telephone: (217) 782-1233

The full text of the Emergency Amendment begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENT

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER d: MEDICAL PROGRAMS

PART 140
MEDICAL PAYMENT

SUBPART A: GENERAL PROVISIONS

Section	
140.1	Incorporation By Reference
140.2	Medical Assistance Programs
140.3	Covered Services Under The Medical Assistance Programs for AFDC, AFDC-MANG, AABD, AABD-MANG, RRP, Individuals Under Age 18 Not Eligible for AFDC, Pregnant Women Who Would Be Eligible if the Child Were Born and Pregnant Women and Infants Under Age One Year Who Do Not Qualify As Mandatory Categorically Needy Covered Medical Services Under AFDC-MANG for non-pregnant persons who are 18 years of age or older (Repealed)
140.4	
140.5	Covered Medical Services Under GA and AMI
140.6	Medical Services Not Covered
140.7	Medical Assistance Provided to Individuals Under the Age of Eighteen Who Do Not Qualify for AFDC and Infants Under Age One Year
140.8	Medical Assistance For Qualified Severely Impaired Individuals
140.9	Medical Assistance for a Pregnant Woman Who Would Not Be Categorically Eligible for AFDC/AFDC-MANG if the Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy
140.10	Medical Assistance Provided to Incarcerated Persons

SUBPART B: MEDICAL PROVIDER PARTICIPATION/DRUG MANUAL

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140.11	Enrollment Conditions for Medical Providers
140.12	Participation Requirements for Medical Providers
140.13	Definitions
140.14	Denial of Application to Participate in the Medical Assistance Program
140.15	Recovery of Money
140.16	Termination of a Vendor's Eligibility to Participate in the Medical Assistance Program
140.17	Suspension of a Vendor's Eligibility to Participate in the Medical Assistance Program

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Section
140.18 Effect of Termination on Individuals Associated with Vendor
140.19 Application to Participate or for Reinstatement Subsequent to Termination, Suspension or Barring
140.20 Submittal of Claims
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140.24 Payment Procedures
140.25 Overpayment or Underpayment of Claims
140.26 Payment to Factors Prohibited
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140.28 Record Requirements for Medical Providers
140.30 Audits
140.35 False Reporting and Other Fraudulent Activities
140.40 Prior Approval for Medical Services or Items
140.41 Prior Approval in Cases of Emergency
140.42 Limitation on Prior Approval
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140.71 Drug Manual (Recodified)
140.72 Drug Manual (Recodified)
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SUBPART C: HOSPITAL SERVICES

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140.95 Participation (Recodified)
140.96 General Requirements (Recodified)
140.97 Special Requirements (Recodified)
140.98 Covered Hospital Services (Recodified)
140.99 Hospital Services Not Covered (Recodified)
140.100 Limitation on Hospital Services (Recodified)
140.101 Transplants (Recodified)
140.102 Heart Transplants (Recodified)
140.103 Liver Transplants (Recodified)
140.104 Bone Marrow Transplants (Recodified)
140.110 Disproportionate Share Hospital Adjustments (Emergency Expired)
140.116 Payment for Inpatient Services for GA (Recodified)
140.117 Hospital Outpatient and Clinic Services (Recodified)
140.200 Payment for Hospital Services During Fiscal Year 1982 (Recodified)
140.201 Payment for Hospital Services After June 30, 1982 (Repealed)
140.202 Payment for Hospital Services During Fiscal Year 1983 (Recodified)

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Section
140.203 Limits on Length of Stay by Diagnosis (Recodified)
140.300 Payment for Pre-operative Days and Services Which Can Be Performed in an Outpatient Setting (Recodified)
140.350 Copayments (Recodified)
140.360 Payment Methodology (Recodified)
140.361 Non-Participating Hospitals (Recodified)
140.362 Pre July 1, 1989 Services (Recodified)
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140.364 Prepayment Review (Recodified)
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140.366 Restructuring Adjustment (Recodified)
140.367 Inflation Adjustment (Recodified)
140.368 Volume Adjustment (Repealed)
140.369 Groupings (Recodified)
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140.373 Utilization (Repealed)
140.374 Alternatives (Recodified)
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140.398 Hearings (Recodified)

SUBPART D: PAYMENT FOR NON-INSTITUTIONAL SERVICES

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140.425	Podiatry Services
140.426	Limitations on Podiatry Services
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140.950	Factors Considered in Awarding ICARE Contracts (Recodified)
140.952	Closing an ICARE Area (Recodified)
140.954	Administrative Review (Recodified)
140.956	Payments to Contracting Hospitals (Recodified)
140.958	Admitting and Clinical Privileges (Recodified)
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TABLE J	HSA Grouping

AUTHORITY: Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 6503-1 et seq.) and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13)

SOURCE: Adopted at 3 Ill. Reg. 24, p. 166, effective June 10, 1979; rule repealed and new rule adopted at 6 Ill. Reg. 8374, effective July 6, 1982; emergency amendment at 6 Ill. Reg. 8508, effective July 6, 1982, for a maximum of 150 days; amended at 7 Ill. Reg. 681, effective December 30, 1982; amended at 7 Ill. Reg. 7956, effective July 1, 1983; amended at 7 Ill. Reg. 8308, effective July 1, 1983; amended at 7 Ill. Reg. 8271, effective July 5, 1983; emergency amendment at 7 Ill. Reg. 8354, effective July 5, 1983, for a maximum of 150 days; amended at 7 Ill. Reg. 8540, effective July 15, 1983; amended at 7 Ill. Reg. 9382, effective July 22, 1983; amended at 7 Ill. Reg. 12868, effective September 20, 1983; peremptory amendment at 7 Ill. Reg. 15047, effective October 31, 1983; amended at 7 Ill. Reg. 17358, effective December 21, 1983; amended at 8 Ill. Reg. 254, effective December 21, 1983; emergency amendment at 8 Ill. Reg. 580, effective January 1, 1984, for a maximum of 150 days; recodified at 8 Ill. Reg. 2483; amended at 8 Ill. Reg. 3012, effective February 22, 1984; amended at 8 Ill. Reg. 5262, effective April 9, 1984; amended at 8 Ill. Reg. 6785, effective April 27, 1984; amended at 8 Ill. Reg. 6983, effective May 9, 1984; amended at 8 Ill. Reg. 7258, effective May 16, 1984; emergency amendment at 8 Ill. Reg. 7910, effective May 22, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 7910, effective June 1, 1984; amended at 8 Ill. Reg. 10032, effective June 18, 1984; emergency amendment at 8 Ill. Reg. 10062, effective June 20, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13343, effective July 17, 1984; amended at 8 Ill. Reg. 13779, effective July 24, 1984; Sections 140.72 and 140.73 recodified to 89 Ill. Adm. Code 141 at 8 Ill. Reg. 16354; amended (by adding sections being

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Sections 140.94 thru 140.398 recodified to 89 Ill. Adm. Code 148.10 thru 148.390 at 13 Ill. Reg. 9572; emergency amendment at 13 Ill. Reg. 10977, effective July 1, 1989, for a maximum of 150 days.

Section 140.569 Clients With Exceptional Nursing Care Needs EMERGENCY (Cont'd.)

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

Section 140.569 Clients With Exceptional Nursing Care Needs EMERGENCY

Notwithstanding the provisions of Subparts F and G of this Part, the Department may negotiate a special rate of payment to a skilled nursing facility if the negotiated rate is at least twenty-five percent less than the rate paid by the Department for the client's care in a hospital. The Department will negotiate a special rate of payment if the following factors exist:

a) The client's hospital must document that clients are medically stable for discharge but near acute-care hospital level of intensity, require multi-disciplinary care, i.e., care by a physician, a nurse, and a therapist, require care in at least four of the following body systems: areas: respiratory, skin, urinary, digestive, emotional, neuro-muscular, and cardiovascular; needs active physical and other therapies and exhibits a near total dependency on mechanical equipment in order to maintain life. Required documentation includes, but is not limited to a physician's written statement specifying client needs, medical records including case history and/or detailed summary of the client's condition, list of medication needs, list of medical equipment and supply needed, and care plan or synopsis of needs.

b) All licensure and certification standards as exist for facilities providing skilled nursing care must be met.

a) Exceptional Care Program

1) Pursuant to Section 5-5A of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, par. 5-5A), the Department may make payments to nursing facilities which substantially meet licensure and certification requirements as may be prescribed by the Department of Public Health.

2) The Department may, but is not required to, enter into contracts with facilities offering exceptional medical services, referred to herein as Providers.

3) Exceptional medical care is defined as the level of medical care required by persons who are medically stable and ready for discharge from a hospital but who require a multi-disciplinary level of care for physician, nurse and ancillary specialist services with exceptional costs related to extraordinary equipment and/or supplies that have been determined to be a medical necessity. This includes but is not limited to persons with acquired immune deficiency syndrome (AIDS) or related condition, head-injured persons, and ventilator dependent persons. Consideration may be given to those residents currently residing in a facility who require a multi-disciplinary level of care and meet criteria as stated in subsection (j)(2).

4) The Department shall negotiate with nursing home providers and enter into a contract with providers. The rate of payment will be reasonable and adequate to meet the costs incurred by the facilities providing exceptional care. The rate of payment shall not exceed the amount the Department determines would be paid under Medicare principles of reimbursement. Providers may negotiate separate facility wide rates for separate types of care.

b) Exceptional Care Contract Requirements

The Department may enter into a contract for exceptional care services only if the Provider agrees to the following conditions:

1) The Provider will maintain separate records regarding costs related to the care of the exceptional care residents, reporting them in the ancillary section of the Department Long Term Care Facility Cost Reports.

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Section 140.569 Clients With Exceptional Nursing Care Needs
EMERGENCY (Cont'd.)

- 2) The facility must demonstrate the capacity and capability to provide exceptional care as documented by Department of Public Health and Department of Public Aid records.
- 3) The Provider must maintain and provide documentation demonstrating:
 - A) Adherence to staffing requirements as set out in subsection (c);
 - B) Adherence to staff training requirements as set out in subsection (d);
 - C) Validity of written agreements as required in subsection (e);
 - D) Presence of emergency policy and procedures as set out in subsection (f);
 - E) Medical condition of the resident; and
 - F) Care, treatments and services provided to the resident.
- 4) The provider must have and maintain physical plant adaptations to accommodate the necessary equipment.
- 5) The Provider must have and maintain an emergency electrical backup system.
- 6) The Provider must agree to accept at least seventy-five percent (75%) of all Department persons determined in need of exceptional care services if the facility is at less than 95% occupancy. The period used for determining the 75% quota will be no later than six months after the effective date of the contract between the Department and the Provider. The Department may review compliance as necessary. Failure of the Provider to comply with this quota may render, at the discretion of the Department, the exceptional care contract void and may exclude the the effected Provider as a participant in the

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Section 140.569 Clients With Exceptional Nursing Care Needs
EMERGENCY (Cont'd.)

- c) Exceptional Care Staffing Requirements
Staffing requirements for facilities providing exceptional care include:
 - 1) A minimum of one RN on duty on the day and evening shifts, seven days per week;
 - 2) A minimum of the required number of LPN staff (as required by the Department of Public Health and set out in 77 Ill. Adm. Code 300.1230 and 300.1240), on duty, with an RN on call on the night shift, seven days per week; and
 - 3) A respiratory therapist, on staff or on contract with the facility, for those facilities serving ventilator dependent residents or residents requiring respiratory therapy services.
- d) Exceptional Care Staff Training Requirements for Facilities Providing Ventilator Dependent Care
Training requirements for facilities providing exceptional care for ventilator dependent residents include:
 - 1) At least one of the full-time professional nursing staff members has successfully completed a course in the care of ventilator dependent individuals and the use of ventilators, conducted and documented by a respiratory therapist or a qualified registered nurse who has at least one year experience in the care of ventilator dependent persons, and
 - 2) All staff caring for ventilator dependent residents must have documented regular inservice training in ventilator care prior to providing such care.
- e) Exceptional Care Agreement Requirements

NOTICE OF EMERGENCY AMENDMENT

Section 140.569 Clients With Exceptional Nursing Care Needs
EMERGENCY (Cont'd.)

The Provider must have a valid written agreement with:

- 1) A medical equipment and supply provider which must include a service contract for ventilator equipment when accepting ventilator dependent residents;
- 2) A local emergency transportation provider;
- 3) A local hospital capable of providing the necessary care for equipment dependent residents, when appropriate; and
- 4) A respiratory therapist, (unless a respiratory therapist is on staff within the facility) when accepting ventilator dependent residents or residents requiring respiratory therapy services.

f) Exceptional Care Emergency Policy and Procedures Requirements

The Provider must have specific written policies and procedures addressing emergency needs for residents requiring exceptional care.

g) Accessibility to Records

The Provider must make accessible to IDPA and/or IDPH all facility, resident and other records necessary to determine that the needs of the resident are being met and to determine the appropriateness of exceptional care services.

h) Contract Negotiations

1) A Provider shall notify the Department of its interest in participating in the Exceptional Care program in writing by certified or registered mail, return receipt requested.

2) Negotiations between the Provider and the Department shall be conducted solely on an individual facility basis. Multiple facility negotiations shall not be permitted.

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NOTICE OF EMERGENCY AMENDMENT

Section 140.569 Clients With Exceptional Nursing Care Needs
EMERGENCY (Cont'd.)

3) Prior to the beginning of negotiations, the Provider shall submit to the Department a completed Exceptional Care Data Sheet. The Department shall furnish such Data Sheet. The Exceptional Care Data Sheet shall require:

- A) Identification of the types, quantities and costs of services which the Provider intends to offer;
 - B) A staffing plan for the area of the facility serving exceptional care residents; and
 - C) Documentation of the qualifications of staff serving exceptional care residents.
- 4) The Department shall provide each Provider which has notified the Department of its interest in participation in the Exceptional Care Program with a copy of the proposed contract provisions by mailing such proposed contract provisions to the provider. Each contract shall be for a period of one year.

i) Renewal/Nonrenewal of Exceptional Care Contracts

1) Providers desirous of renewing exceptional care contracts must contact the Department in writing sixty (60) days prior to the expiration date of the contract to express their intent to renew the contract.

2) Upon receipt of the Providers' intent to renew their contract, the Department shall open negotiations as set forth in subsection (h).

3) Providers desiring to terminate or not renew their contract shall notify the Department sixty (60) days prior to the date of termination or contract expiration. Payment for new admissions at an exceptional care rate will not be made to those providers who do not have a valid exceptional care contract. Payment for exceptional care residents in facilities which terminate or do not renew their contracts will

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NOTICE OF EMERGENCY AMENDMENT

Section 140.569 Clients With Exceptional Nursing Care Needs
EMERGENCY (Cont'd.)

remain at the previous exceptional care rate until such time as the resident no longer requires exceptional care as determined by the Department's utilization review (see Contract Monitoring 2 and 3) or the resident is discharged.

- 4) It is the responsibility of a nursing home provider to effect appropriate discharge planning for exceptional care residents when terminating or not renewing its contract. The Department agrees to assist providers with any information available regarding appropriate placement settings.

j) Determining eligibility for exceptional care payment.

- 1) All persons must be approved by an authorized Department representative prior to placement in a facility to be eligible for exceptional care payment. Excluding those residents currently enrolled in the negotiated rate program.

- 2) In order for a person to be approved for exceptional care placement the cost of the person's care must be at least 50% more than the proposed admitting facility's per diem rate (capital, support and nursing components). Eligible items which may be used in computing the cost of the person's care include nursing services costs, therapy services costs, and medical equipment and supply costs. Computations for determining cost of care shall be based upon maximum allowable costs for service equipment and supplies and HSA wage rates for the proposed admitting facility as determined by the Department.

k) Provision for Patients for which a Long Term Care Placement is Unavailable

In the event placement for a patient in need of exceptional care services or skilled nursing services cannot be located, the Department shall approve payment to the hospital in which the patient is receiving services. The rate of payment to the

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NOTICE OF EMERGENCY AMENDMENT

Section 140.569 Clients With Exceptional Nursing Care Needs
EMERGENCY (Cont'd.)

hospital shall not exceed the average statewide long term care facility per diem rate for the level of services provided.

1) Contract Monitoring

- 1) All utilization controls applied to exceptional care by the Department in accordance with the approved plan for medical services under Section 5-2 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, par. 5-2), and Title XIX of the Federal Social Security Act (42 U.S.C. 1396a) shall continue to apply to exceptional care provided under the Exceptional Care Program (Ill. Rev. Stat. 1987, ch. 111 1/2 par. 6503-5).

- 2) The Department shall provide for a program of delegated utilization review and quality assurance. The Department may contract with Medical Peer Review organizations to provide utilization review and quality assurance under any contract negotiated for exceptional care.

- 3) The Department shall review exceptional care residents' utilization of services every ninety (90) days.

- 4) In the event that it is determined that the resident is no longer in need of exceptional care services, the Department shall reduce the rate of payment to the provider to the facility's standard Medicaid per diem rate.

(Source: Emergency amendment at 13 Ill. Reg. 10977, effective July 1, 1989, for a maximum of 150 days)

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NOTICE OF EMERGENCY AMENDMENTS

- 1) The Heading of the Part: REIMBURSEMENT FOR NURSING COSTS
FOR GERIATRIC FACILITIES
- 2) Code Citation: 89 Ill. Adm. Code 147
- 3) Section Numbers:
147. Table A Amendment
147. Table B Amendment
- 4) Statutory Authority: Sections 5-1 et seq. and 12-13 of the
Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23,
Pars. 5-1 et seq. and 12-13)
- 5) Effective Date of Amendments: July 1, 1989
- 6) If these emergency amendments are to expire before the end
of the 150-day period, please specify the date on which it
is to expire: N/A
- 7) Date Filed in Agency's Principal Office: July 1, 1989
- 8) Reason for Emergency: The Department conducts inspections
of the care provided to persons residing in nursing
facilities. The guidelines which the Department uses in
conducting these inspections have been revised to reflect a
greater emphasis on the level of care provided nursing
facility residents. These revisions are contained in this
rulemaking. Failure to adopt this rulemaking immediately
would pose a threat to the health and welfare of persons
residing in nursing facilities.
- 9) A Complete Description of the Subjects and Issues
Involved: These Tables regarding staff time and allocation
by need level are being revised to correspond with the
Inspection of Care guidelines.

- 10) Are there any proposed amendments pending to this Part? Yes

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Illinois Register Citation</u>
147.25	Amendment	March 24, 1989 (13 Ill. Reg. 3562)
147.50	Amendment	March 24, 1989 (13 Ill. Reg. 3562)

- 11) Statement of Statewide Policy Objectives: This rulemaking
has no effect on local governmental units.

- 12) Information and questions regarding these Emergency
Amendments shall be directed to:

Name:

Thomas D. Toberman
Division of Medical Programs

Address:

Illinois Department of Public Aid
Prescott E. Bloom Building
201 South Grand Avenue East, Third Floor
Springfield, Illinois 62762

Telephone:

(217) 524-7335

The full text of the Emergency Amendments begins on the next
page:

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER d: MEDICAL PROGRAMS

PART 147
REIMBURSEMENT FOR NURSING COSTS FOR
GERIATRIC FACILITIES

Section 147.5 Reimbursement For Nursing Costs For Geriatric Residents in Group Care Facilities
147.25 Functional Areas of Needs
147.50 Service Needs
147.75 Definitions
147.100 Reconsiderations
147.105 Midnight Census Report
147.125 Times and Staff Levels
147.150 Statewide Rates
147.175 Referrals
147.200 Basic Rehabilitation Aide Training Program
147.205 Nursing Rates
TABLE A Staff Time and Allocation by Need Level
TABLE B Staff Time and Allocation for Restorative Programs
EMERGENCY

AUTHORITY: Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 6503-1 et seq.) and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13)

SOURCE: Sections 147.5 thru 147.205 and 147. Table A and 147. Table B recodified from 89 Ill. Adm. Code 140.900 thru 140.912 and 140. Table H and 140. Table I at 12 Ill. Reg. 6956 ; amended at 13 Ill. Reg. 559, effective January 1, 1989; amended at 13 Ill. Reg. 7043, effective April 24, 1989; emergency amendment at 13 Ill. Reg. 10999, effective July 1, 1989, for a maximum of 150 days.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

Section 147. Table A Staff Time and Allocation by Need Level
EMERGENCY

at The following reimbursement-times, allocations, and

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NOTICE OF EMERGENCY AMENDMENTS

Section 147. Table A Staff Time and Allocation by Need Level
EMERGENCY

need-levels-apply-for-the-reimbursement-period-from
January-17-1987-through-June-30-1987

Item	Level	Time	Allocation	Staff-Type
Bathing-Grooming	0	4		Nurse-Aide
	1	12		Nurse-Aide
	2	22		Nurse-Aide
Clothing	0	2		Nurse-Aide
	1	10		Nurse-Aide
	2	20		Nurse-Aide
Bathing	0	3		Nurse-Aide
	1	12		Nurse-Aide
	2	36		Nurse-Aide
Mobility	0	36		Licensed-Staff
	1	2		Nurse-Aide
	2	12		Nurse-Aide
Continence	0	14		Nurse-Aide
	1	18		Nurse-Aide
	2	22		Nurse-Aide
Psycho-Social-Care	0	12		Nurse-Aide
	1	16	15/1	Nurse-Aide
	2	22	21/1	Licensed-Staff
Appliances	0	36		Licensed-Staff
	1	35/1		Licensed-Staff
	2	0		Licensed-Staff
Catheters	0	6		Nurse-Aide
	1	12	5/1	Licensed-Staff
	2	12	10/2	Licensed-Staff
	0	0		Nurse-Aide
	1	12	6/6	Licensed-Staff
	2	14		Licensed-Staff

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Section 147. Table A Staff Time and Allocation by Need Level
EMERGENCY (Cont'd.)

Item	Level	Time	Allocation	Staff-Type
Deerbitus-Care	0	0		Licensed-Staff
	1	8		Licensed-Staff
Deerbitus-Care	2	20		Nurse-Aide
(cont'd)	3	8	6/2	Licensed-Staff
	4	14	12/2	Nurse-Aide
				Licensed-Staff
Wound-Care	0	0		Licensed-Staff
	1	6		Licensed-Staff
	2	18		Licensed-Staff
Injections	0	0		Licensed-Staff
	1	1		Licensed-Staff
	2	4.5		Licensed-Staff
Intravenous-Glysis	0	0		Licensed-Staff
	1	4		Licensed-Staff
	2	8		Licensed-Staff
Lab-Specimen	0	0		Nurse-Aide
	1	1	-5/5	Licensed-Staff
	2	2	1/1	Licensed-Staff
	3	10	5/5	Licensed-Staff
Speech--Language	0	0		Therapist
Pathology-and	1	0		Licensed-Staff
Autology	1	0		Licensed-Staff
Medications-and	0	10		Licensed-Staff
Medication	1	12		Licensed-Staff
Monitoring	2	14		Licensed-Staff
	3	16		Licensed-Staff
Occupational-Therapy	0	0		Therapist
	1	14		COA/Therapist
	2	14	13/1	Nurse-Aide
	3	14	13/1	Therapist

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Section 147. Table A Staff Time and Allocation by Need Level
EMERGENCY (Cont'd.)

Item	Level	Time	Allocation	Staff-Type
Ostomy-Care	4	1		Therapist
	0	0		Licensed
	1	6		Licensed
	2	13		Licensed
Physical-Therapy	0	0		Therapist
	1	14		PTA/Therapist
	2	14	13/1	Nurse-Aide
	3	14	13/1	Therapist
	4	1		Therapist
Respiratory-Therapy	0	0		Nurse-Aide
	1	17	15/2	Licensed-Staff
	2	25	5/20	Nurse-Aide
				Licensed-Staff
Tracheostomy-Care	0	0		Licensed-Staff
	1	6		Licensed-Staff
	2	13		Licensed-Staff
Suctioning	0	0		Licensed-Staff
	1	5		Licensed-Staff
	2	30		Licensed-Staff
Passive-Range-of	0	0		Nurse-Aide
Motion	1	7		Nurse-Aide
	2	14		Licensed-Staff
Discharge-Planning	0	0		Licensed-Staff
	1	10		Licensed-Staff
Activities	0	10		Licensed-Staff
Grooming	0	3		Licensed-Staff

Agency Note:--level "0" carries no reimbursement-potential when accompanied by "0" time--level "1" provides reimbursement for every facility when accompanied with time--Such time becomes a facility's base rate for every resident.

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Section 147. Table A Staff Time and Allocation by Need Level
EMERGENCY (Cont'd.)

Item	Level	Time	Allocation	Staff-Type
b) The following reimbursement-times, allocations, and need levels apply for the reimbursement period from July 1, 1987 through December 31, 1987.				
Bathing-Grooming	0	6		Nurse-Aide
	1	12		Nurse-Aide
	2	22		Nurse-Aide
Clothing	0	4		Nurse-Aide
	1	10		Nurse-Aide
	2	20		Nurse-Aide
Bathing	0	6		Nurse-Aide
	1	15		Nurse-Aide
	2	30		Nurse-Aide
	3	39		Licensed-Staff
Mobility	0	5		Nurse-Aide
	1	12		Nurse-Aide
	2	14		Nurse-Aide
Continence	0	2		Nurse-Aide
	1	14		Nurse-Aide
	2	18		Nurse-Aide
	3	22		Nurse-Aide
Psycho-Social-Care	0	12	17-5/4-5	Nurse-Aide
	1	22		Nurse-Aide
	2	28	19-5/8-5	Licensed-Staff
	3	36	35/1	Nurse-Aide
Appliances	0	0		Licensed-Staff
	1	6	5/1	Nurse-Aide
	2	12	10/2	Licensed-Staff
Catheters	0	0		Nurse-Aide

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Section 147. Table A Staff Time and Allocation by Need Level
EMERGENCY (Cont'd.)

Item	Level	Time	Allocation	Staff-Type
Deeubitus-Care	0	0		Nurse-Aide
	1	0	6/6	Licensed-Staff
	2	14		Licensed-Staff
Wound-Care	0	0		Licensed-Staff
	1	6		Licensed-Staff
	2	18		Licensed-Staff
Injections	0	0		Licensed-Staff
	1	1		Licensed-Staff
	2	4-5		Licensed-Staff
Intravenous-Clysis	0	0		Licensed-Staff
	1	4		Licensed-Staff
	2	8		Licensed-Staff
Lab-Specimen	0	0		Nurse-Aide
	1	1	5/5	Licensed-Staff
	2	2	1/1	Nurse-Aide
	3	10	5/5	Licensed-Staff
Speech---Language Pathology-and Audiology	0	0		Licensed-Staff
	1	8		Therapist
Medications-and Medication Monitoring	0	12		Licensed-Staff
	1	14		Licensed-Staff
	2	16		Licensed-Staff
	3	18		Licensed-Staff
Occupational-Therapy	0	0		Therapist
	1	14	13/1	COVA-Therapist
	2	14		

Item	Level	Time	Allocation	Staff Type
Catheters	0 1 2	0 12 14	6/6	Nurse Aide/ Licensed Staff Licensed Staff
Decubitus Care	0 1 2 3 4	0 8 20 0 0	0/0 0/0	Licensed Staff Licensed Staff
Decubitus Prevention	0 1 2	0 8 14	6/2 12/2	Nurse Aide/ Licensed Staff Nurse Aide/ Licensed Staff
Wound Care	0 1 2	0 6 18		Licensed Staff Licensed Staff
Injections	0 1 2	0 1 4.5		Licensed Staff Licensed Staff
Intravenous, Clysis	0 1 2	0 4 8		Licensed Staff Licensed Staff
Lab Specimen	0 1 2 3	0 1 2 10	.5/.5 1/1 5/5	Nurse Aide/ Licensed Staff Nurse Aide/ Licensed Staff Nurse Aide/ Licensed Staff
Speech - Language Pathology and Audiology	0 1	0 8		Therapist
Medications and Medication Monitoring	0 1 2	12 14 16		Licensed Staff Licensed Staff Licensed Staff

Item	Level	Time	Allocation	Staff Type
Occupational Therapy	0 1 2 3 4	0 14 14 14 1	13/1 13/1	Therapist COTA/Therapist Nurse Aide/ Therapist Therapist
Ostomy Care	0 1 2	0 6 13		Licensed Licensed
Physical Therapy	0 1 2 3 4	0 14 14 14 1	13/1 13/1	Therapist PTA/Therapist Nurse Aide/ Therapist Therapist
Respiratory Therapy	0 1 2	0 17 25	15/2 5/20	Nurse Aide/ Licensed Staff Nurse Aide/ Licensed Staff
Tracheostomy Care	0 1 2	0 6 13		Licensed Staff Licensed Staff
Suctioning	0 1 2	0 5 30		Licensed Staff Licensed Staff
Passive Range of Motion	0 1 2	0 7 14		Nurse Aide Nurse Aide
Discharge Planning	0 1	0 10		Licensed Staff
Health and Fitness	0 1	0 4	3/1	Nurse Aide/

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NOTICE OF EMERGENCY AMENDMENTS

Section 147. Table A Staff Time and Allocation by Need Level
EMERGENCY (Cont'd.)

Item	Level	Time	Allocation	Staff Type
Activities	2	5	3/2	Licensed Staff Nurse Aide/ Licensed Staff
Grooming	3	4	3/1	Licensed Staff Nurse Aide/ Licensed Staff
	0	10		Nurse Aide
	0	3		Nurse Aide

Agency Note: level "0" carries no reimbursement potential when accompanied by "0" time. Level "0" provides reimbursement for every facility when accompanied with time. Such time becomes a facility's base rate for every resident.

b) The following reimbursement times, allocations, and need levels apply for all reimbursement periods commencing on or after July 1, 1989.

Item	Level	Time	Allocation	Staff Type
Bathing, Grooming	0	6 12 22		Nurse Aide Nurse Aide Nurse Aide
Clothing	0	4 10 20		Nurse Aide Nurse Aide Nurse Aide
Eating	0	6 15 39 39		Nurse Aide Nurse Aide Nurse Aide Licensed Staff
Mobility	0	5 12 14		Nurse Aide Nurse Aide Nurse Aide
Continence	0	2 14 19.6		Nurse Aide Nurse Aide Nurse Aide
Psycho-Social Care	0	12		Nurse Aide

NOTICE OF EMERGENCY AMENDMENTS

Section 147. Table A Staff Time and Allocation by Need Level
EMERGENCY (Cont'd.)

Item	Level	Time	Allocation	Staff Type
Appliances	1	28	19.5/8.5	Nurse Aide/ Licensed Staff
	0	7	6/1	Nurse Aide/ Licensed Staff
Catheters	0	12.1	6/6.1	Nurse Aide/ Licensed Staff
Decubitus Care	0	8 20	0/0 0/0	Licensed Staff Licensed Staff
	0	14	6/2 12/2	Nurse Aide/ Licensed Staff
Decubitus Prevention	0	8 18		Licensed Staff Licensed Staff
Wound Care	0	18		Licensed Staff Licensed Staff
Injectons	0	4.5		Licensed Staff Licensed Staff
Intravenous, Clysis	0	4 8		Licensed Staff Licensed Staff
Lab Specimen	0	1	.5/.5	Nurse Aide/ Licensed Staff
	2	2	1/1	Nurse Aide/ Licensed Staff
	3	10	5/5	Nurse Aide/ Licensed Staff
Speech - Language	0	0		Licensed Staff

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NOTICE OF EMERGENCY AMENDMENTS

Section 147. Table A Staff Time and Allocation by Need Level
EMERGENCY (Cont'd.)

Item	Level	Time	Allocation	Staff Type
Pathology and Audiology	1	0		Therapist
Medications and Medication	0	12.8		Licensed Staff
	1	16.1		Licensed Staff
Occupational Therapy	0	0		Therapist
	1	13		
Ostomy Care	0	0		Licensed
	1	6		Licensed
	2	13		
Physical Therapy	0	0		Nurse Aide
	1	13		
Respiratory Therapy	0	0		Nurse Aide/ Licensed Staff
	1	17	15/2	
	2	25	5/20	
Tracheostomy Care	0	0		Licensed Staff
	1	6		Licensed Staff
	2	13		
Suctioning	0	0		Licensed Staff
	1	3		Licensed Staff
	2	30		
Passive Range of Motion	0	0		Nurse Aide
	1	11.8		
Discharge Planning	0	0		Licensed Staff
	1	10		
Health and Fitness	0	0		Nurse Aide/ Licensed Staff
	1	4	3/1	
Activities	0	10		Nurse Aide
Grooming	0	3		Nurse Aide

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Section 147. Table A Staff Time and Allocation by Need Level
EMERGENCY (Cont'd.)

Agency Note: Level "0" carries no reimbursement potential when accompanied by "0" time. Level "0" provides reimbursement for every facility when accompanied with time. Such time becomes a facility's base rate for every resident.

(Source: Emergency amendment at 13 Ill. Reg. 10999, effective July 1, 1989, for a maximum of 150 days)

Section 147. Table B Staff Time and Allocation for Restorative Programs

Table B refers to Section 147.25(e), "Restorative Care"

a) The following reimbursement-times-allocation, and need-levels-apply-for-the-reimbursement-period-from January-17-1987-through-June-30-1987:

Item	Level	Time	Allocation	Staff-Type
Bathing-Grooming	0	0		Nurse-Aide/ Licensed-Staff
	1	8	6/2	
Clothing	0	0		Nurse-Aide/ Licensed-Staff
	1	8	6/2	
Bathing	0	0		Nurse-Aide/ Licensed-Staff
	1	8	6/2	
Mobility	0	0		Nurse-Aide/ Licensed-Staff
	1	14	12/2	

Agency-Note:--Level-"0"--carries-no-reimbursement-potential-when accompanied-by-"0"--time.

b) The following reimbursement-times-allocation, and need-levels-apply-for-the-reimbursement-period-from July-17-1987-through-December-31-1987:

Item	Level	Time	Allocation	Staff-Type
Bathing-Grooming	0	0		

b) The following reimbursement times, allocations, and need levels apply for all reimbursement periods commencing on or after July 1, 1989.

Clothing	0	14	12/2	Nurse Aide/ Licensed Staff
Eating	0	14	12/2	Nurse Aide/ Licensed Staff
Mobility	0	20	18/2	Nurse Aide/ Licensed Staff

ae) The following reimbursement times, allocations, and need levels apply for all reimbursement periods commencing on or after January 1, 1988 through June 30, 1989.

Bathing, Grooming	0	14	12/2	Nurse Aide/ Licensed Staff
Clothing	0	14	12/2	Nurse Aide/ Licensed Staff
Eating	0	23	21/2	Nurse Aide/ Licensed Staff
Mobility	0	27	25/2	Nurse Aide/ Licensed Staff

Agency Note: Level "0" carries no reimbursement potential when accompanied by "0" time.

(Source: Emergency amendment at 13 Ill. Reg. 10999, effective July 1, 1989, for a maximum of 150 days)

NOTICE OF EMERGENCY AMENDMENT(S)

1) The Heading of the Part: Regulations under the Illinois Securities Law of 1953

2) Code Citation: 14 Ill. Adm. Code 130

3) Section Numbers:

Emergency Action:

130.110 Amendment
130.120 Amendment
130.130 Amendment
130.200 Amendment
130.246 Amendment
130.270 New Section
130.280 Amendment
130.436 New Section
130.510 Amendment
130.530 New Section
130.550 Amendment
130.610 New Section
130.630 New Section
130.650 New Section
130.710 Amendment
130.715 New Section
130.730 New Section
130.750 New Section
130.810 Amendment
130.820 New Section
130.821 Amendment
130.826 Amendment
130.840 Amendment
130.841 Amendment
130.846 New Section
130.847 New Section
130.860 New Section

4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 121 1/2, par. 137.11.A

5) Effective Date of Rule(s): July 1, 1989

6) If this emergency rule is to expire before the end of the 150-day period, please specify the date on which it is to expire: N/A

7) Date Filed in Agency's Principal Office: June 26, 1989

8) Reason for Emergency: Amendment to The Illinois Securities Law of 1953

NOTICE OF EMERGENCY AMENDMENT(S)

9) A Complete Description of the Subjects and Issues Involved:

Section 130.110 - reflects new fees and reflects a change of form of payment

Section 130.120 - clarifies the place of filing documents

Section 130.130 - reflects a change in date of filing

Section 130.200 - sets forth additional definitions of terms

Section 130.246 - defines the terms "residents of this State" and "sales made in reliance upon the exemption" and repeals the term "address of a purchaser"

Section 130.270 - defines persons not to be included in the definition of the term "dealer"

Section 130.280 - reflects a change in the definition of the term "branch office"

Section 130.436 - sets forth procedures to file for a trading authorization

Section 130.510 - reflects changes in procedures to file for the registration of securities

Section 130.530 - sets forth procedures to file for the renewal of a registration of securities and additional fees for the failure to file timely

Section 130.550 - sets forth additional fees for the failure to file timely and defines the term two (2) business days

Section 130.610 - reflects changes in procedures to file for the registration of face amount certificate contracts

Section 130.630 - sets forth procedures to file for the renewal of a registration of face amount certificate contracts and additional fees for the failure to file timely

Section 130.650 - sets forth additional fees for the failure to file timely and defines the term two (2) business days

Section 130.710 - reflects changes in procedures to file for the registration of investment fund shares

SECRETARY OF STATE

NOTICE OF EMERGENCY AMENDMENT(S)

Section 130.715 - sets forth procedures to amend an application to reflect an additional class or classes or a change in organization or operation

Section 130.730 - sets forth procedures to file for the renewal of a registration of investment fund shares and additional fees for the failure to file timely

Section 130.750 - sets forth additional fees for the failure to file timely and defines the term two (2) business days

Section 130.810 - sets forth changes in the procedures to file an application for registration as a dealer and prescribes forms

Section 130.820 - sets forth procedures for the renewal of a registration as a dealer and the withdrawal of a registration

Section 130.821 - sets forth changes in procedures to report the location of branch offices of registered dealers

Section 130.826 - sets forth changes in registered dealers' minimum net capital requirement

Section 130.840 - reflects changes in procedures for registration as an investment adviser and prescribes forms

Section 130.841 - sets forth changes in procedures to report the location of branch offices of registered investment advisers

Section 130.846 - sets forth the written disclosure document that a registered investment adviser must offer to deliver to its client and the time frame for delivery

Section 130.847 - defines a fraudulent, deception or manipulative act as a failure to disclose to clients certain financial and disciplinary information

Section 130.860 - sets forth additional fees for the failure to file timely

10) Are there any proposed amendments to this Part pending? No

11) Statement of Statewide Policy Objectives: N/A
12) Information and questions regarding this rule shall be directed to:

Name: Mardyth E. Pollard
Address: 900 South Spring Street
Springfield, IL 62704

SECRETARY OF STATE

NOTICE OF EMERGENCY AMENDMENT(S)

Telephone: (217) 785-4941

The full text of the emergency amendments begins on the next page:

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NOTICE OF EMERGENCY AMENDMENT(S)

TITLE 14: COMMERCE
 SUBTITLE A: REGULATION OF BUSINESS
 CHAPTER I: SECRETARY OF STATE

PART 130
 REGULATIONS UNDER ILLINOIS SECURITIES LAW OF 1953

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 130.101 Computation of Time
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AUTHORITY: Implementing and authorized by The Illinois Securities Law of 1953 (Ill. Rev. Stat. 1987 1985, ch. 121 1/2, par. 137.1 et seq.).

SOURCE: Filed February 23, 1977, effective March 5, 1977; amended at 5 Ill. Reg. 9139, effective August 27, 1981; amended at 6 Ill. Reg. 6455, effective May 19, 1982; codified at 6 Ill. Reg. 12674; emergency amendment at 7 Ill. Reg. 17427, effective December 31, 1983, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 1476, effective January 18, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 3803, effective March 14, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13419, effective July 12, 1984; amended at 8 Ill. Reg. 13840, effective July 19, 1984; emergency amendment at 8 Ill. Reg. 13889, effective July 20, 1984, for a maximum of 150 days; amended at 9 Ill. Reg. 208, effective December 20, 1984; emergency amendment at 10 Ill. Reg. 393, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 10753, effective June 3, 1986; Recodified at 10 Ill. Reg. 19554; emergency amendment at 13 Ill. Reg. 11017, effective July 1, 1989, for a maximum of 150 days.

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NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE

SUBPART A: RULES OF GENERAL APPLICATION

Section 130.110 Payment of Fees
EMERGENCY

a) Fees under the Act are as follows:

Section 4(F)(2) 4-P-(2)
 Application Filing Fee \$1,000

Section 4(G) 4-G
 Report of Sale Filing Fee \$10-\$100*

Section 4(P) 4-P
 Offering Sheet Examination Fee \$300
 Report of Sale Filing Fee \$10-\$100*

Section 5(A) 5-A
 General Filing Registration
 or Renewal Fee \$500-\$1,500**
 Filing Registration
 or Renewal Fee for Shelf
 Offerings \$500-\$6,000**
 Filing Registration
 or Renewal Fee for Series
 Issuers \$500-\$3,000**

Section 5(B) 5-B
 Examination Fee \$300
 Filing Registration
 Fee \$500-\$1,500**
 Oversight-Registration Fee-----\$500-\$1,000**
 Amendment Examination Fee \$50

Section 5(C)
 General Oversight Filing
 Registration Fee \$500-\$1,000**
 Oversight Filing
 Registration Fee \$500-\$5,500**
 Oversight Filing
 Registration Fee \$500-\$2,500**
 for Shelf Offerings
 Oversight Filing
 Registration Fee
 for Series Issuers

Section 5(E)

ILLINOIS REGISTER

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Additional fee for renewal of securities 6 days or less but prior to expiration of registration or renewal
\$200

Additional fee after expiration of registration or renewal (not to exceed one year after the date of expiration of the most recent registration or renewal)
\$200 + \$100 per day maximum of \$10,000

Section 5 (H)

Additional fee for the failure to file or file timely any required post-registration document
\$50

Additional fee for the failure to file or file timely notice of SEC effectiveness third through twelfth business day
\$10 per day maximum of \$50

Additional fee for the failure to file or file timely notice of SEC effectiveness in excess of twelve business days
\$10 per day maximum of \$2,500

Section 6 (A) 6-A

Filing Registration or Renewal Fee
 Amendment Filing Registration Fee for Additional Series, Types or Classes
\$1,000

Section 6 (B) 6-B

Examination Fee
 Filing Registration or Renewal Fee
 Amendment Examination Fee
 Amendment Filing Registration Fee for Additional Series, Types or Classes
 Transaction Charge
 Annual Fee
\$100
\$10
\$300
\$1,000
\$50
\$100
\$10
1/30th of 1% of average of quarterly

ILLINOIS REGISTER

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computation of aggregate principal amount of securities on deposit

Section 6 (F)

Additional fee for renewal of securities 6 days or less but prior to expiration of registration or renewal
\$200

Additional fee after expiration of registration or renewal (not to exceed one year after the date of expiration of the most recent registration or renewal)
\$200 + \$100 per day maximum of \$10,000

Section 6 (L)

Additional fee for the failure to file or file timely any required post-registration document
\$50

Section 7 (A) 7-A

Filing Registration or Renewal Fee
 Amendment Filing Registration Fee for Additional Class or Classes
\$1,000
\$100

Section 7 (B) 7-B

Examination Fee
 Filing Registration or Renewal Fee
 Amendment Examination Fee
 Amendment Filing Registration Fee for Additional Class or Classes
 Renewal Examination Fee
\$300
\$1,000
\$50
\$100
\$200

Section 7 (D)

Amendatory statement
\$100

Section 7 (G)

Additional fee for renewal of securities 9 business
\$100

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days or less but prior to
expiration of registration
or renewal
Additional fee after expiration
of registration or renewal
(not to exceed one year after
the date of expiration of the
most recent registration
or renewal)

\$200

\$200 + \$100 per
day maximum of
\$10,000

Section 7(J)

Additional fee for the failure
to file or file timely any
required post-registration
document

\$50

Section 8

Dealer Filing
Registration or
Renewal Fee

\$200 plus \$20 for
each branch
office in this
State in excess
of 2-offices ****

Investment Adviser Filing
Registration or
Renewal Fee

\$200 plus \$20 for
each branch
office in
this State in
excess of 2
offices ****

Investment Adviser Examination
Fee

\$50

Salesperson Filing
Registration or

\$30\$30

Salesperson Transfer Fee

Section 8(J)

Additional fee for the failure
to file or file timely any
statement of financial
condition

\$250

Additional fee for the
repeated failure to file
or file timely any

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statement of financial
condition
Additional fee for the failure
to file or file timely any
required post-registration
document (other than
statement of financial
condition)

\$500\$50

Additional fee for the repeated
failure to file or file timely
any required document
(other than statement of
financial condition)

\$250

Section 10

Service of Process (when served
upon the Secretary)

\$10

Sections 15(B) 15-B and 15(C) 15-C

Certificate

\$10

Certified Copy of Document

\$10 plus

Each Page Certified

\$.50

Section 15a

Non-binding statement

\$75

Duplication of documents
each page duplicated

\$.50

Additional fee for payment
of fee returned to the
Securities Department

\$50

1/10th of 1% of the aggregate dollar amount reported
therein, but not less than the specified minimum nor
more than the specified maximum.

*

1/20th of 1% of the maximum aggregate price, as
defined in Section 130.250 of this
Part, but not less than the specified minimum nor
more than the specified maximum.

**

Three times the difference between the initial
registration fee paid and the fee required for the
entire amount sought to be registered but not less
than the specified minimum nor more than the
specified maximum.

Twice the amount indicated if renewal application is

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filed within 6 days preceding the expiration of the current registration.

(Source: Emergency amendment at 13 Ill. Reg. 11017 effective July 1, 1989, for a maximum of 150 days)

b) All payments of fees, except for payment of administrative fines under Section 11(E) of the Act as set forth below ~~in excess of \$100.00~~ shall be made by check, money order, United States postal money order, certified check, bank cashier's check, bank money order or indicia of forms of electronic transfer of funds payable to the "Secretary of State" ~~Secretary of State~~. No third party check or money order endorsed over to the Secretary of State ("Secretary") shall be accepted as payment of any fee. All payments for administrative fines under Section 11(E) of the Act, except for a person registered under Section 5, 6, 7 or 8 of the Act shall be made by United States postal money order, certified check or bank cashier's check ~~of fees of \$100.00 or less may be made by check or money order payable to the Secretary of State~~.

c) Any person whose payment of fees is returned to the Securities Department due to insufficient funds or for a similar reason shall pay to the Secretary the amount of fee owed plus an additional fee of \$50.00 for each payment returned.

d) The Secretary shall require any person to make payment of fees in the form of a United States postal money order, certified check, bank cashier's check or bank money order if any previous payment of fees has been returned to the Securities Department due to insufficient funds or for a similar reason.

(Source: Emergency amendment at 13 Ill. Reg. 11017 effective July 1, 1989, for a maximum of 150 days)

Section 130.120 Place of Filing
EMERGENCY

All applications for registration or exemption from registration and other papers filed with the Securities Department or ~~of the Secretary of State~~ pursuant to Section 4, 5, 6, 7, 8, 9, 13 or 15a of the Act shall be filed either at Springfield, Illinois ~~or Chicago, Illinois~~. Such material may be filed by delivery to the Securities Department ~~Secretary of State~~, through the mails or otherwise. All other papers filed with the Securities Department or the Secretary pursuant to the Act may be filed at the office of the Securities Department in Springfield or Chicago, Illinois.

Section 130.130 Date of Filing
EMERGENCY

a) Except as otherwise specified in Section 5, 6, ~~or 7 or 8~~ of the Act, the date of filing of any document required to be filed with the Securities Department shall be the date of delivery of the document and any required fee to the Securities Department in Springfield, Illinois, as specified in Section 130.120 of this part, ~~in Springfield~~ or:

1) if transmitted through the United States mail, shall be deemed filed with the Secretary ~~of State~~ on the date shown by the post office cancellation mark stamped upon the envelope or other wrapper containing the document or fee;

2) if mailed but not received by the Secretary ~~of State~~, or if received but without a cancellation mark or with the cancellation mark illegible or erroneous, shall be deemed filed with the Secretary ~~of State~~ on the date it was mailed, but only if the sender establishes by competent evidence that the document or fee was deposited, properly addressed, in the United States mail on or before the date on which it was required or was due. In cases in which the document or fee was mailed but not received, the sender must also submit, or pay to, the Secretary ~~of State~~ a duplicate document or fee, or both, as the case may be, within 30 days after written notification of nonreceipt of the document or fee is given by the Secretary ~~of State~~ to the person claiming to have sent the document or fee;

3) if a document or fee is sent by United States registered mail, certified mail or certificate of mailing, a record authenticated by the United States Postal Service of such registration, certification or certificate shall be considered competent evidence that the document or fee was mailed on the date shown on the record.

b) A document may not be deemed to be filed with the Secretary ~~of State~~ unless all requirements of the

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Act with respect to such filing have been complied with and the required fee has been paid.

(Source: Emergency amendment at 13 Ill. Reg. 11017, effective July 1, 1989, for a maximum of 150 days)

SUBPART B: DEFINITIONS

Section 130.200 Definitions of Terms Used in the Rules
EMERGENCY

- a) As used in the Rules prescribed by the Secretary of State of Illinois 7 pursuant to The Illinois Securities Law of 1953, unless the context otherwise requires, the term:

"Act" means The Illinois Securities Law of 1953 as amended and the Sections Rules in this Part.

"Affiliate" of, or a person "affiliated" with, a specified person means a person who, directly or indirectly through one or more intermediaries, controls, or is controlled by, or is under common control with, the person specified.

"Amount", when used in regard to securities, means the principal amount if relating to evidences of indebtedness, the number of shares if relating to shares, and the number of units if relating to any other kind of security.

"Applicant" means the person making application for registration or exemption.

"Certified", when used in regard to financial statements, means examined and reported upon with an opinion expressed by an independent public-accountant certified public accountant.

"CFTC" means the Federal Commodity Futures Trading Commission.

"Charter" includes articles of incorporation, a declaration of trust, articles of association or partnership, or any similar instrument, as amended, affecting (either with or without filing with any

governmental agency) the organization or creation of an incorporated or unincorporated person.

"Correspondent" means the person authorized in the application for registration or exemption to receive notices and communications from the Secretary of State.

"CRD" means the computer registration system known as the "Central Registration Depository" maintained by the NASD and the States.

"Customer" as used in Section 130.270 of this Part means any person for whom the futures commission merchant effects or intends to effect transactions in futures, options on futures, or any other instruments subject to CFTC jurisdiction.

"Director" means any director of a corporation or any person performing similar functions with respect to any organization whether incorporated or unincorporated.

"Employee" does not include a director, trustee, or officer.

"Federal Banking Act of 1933" means the Federal Banking Act of 1933, as amended (12 U.S.C. 227), and the Rules and Regulations thereunder.

"Federal Public Utility Holding Company Act of 1935" means the Federal Public Utility Holding Company Act of 1935, as amended (15 U.S.C. subsection 79-792-6), and the Rules and Regulations thereunder.

"Fiscal Year" means the annual accounting period or, if no accounting period has been adopted, the calendar year ending on December 31.

"Futures" and "Futures Contracts" as used in Section 130.270 of this Part mean contracts of sale of a commodity for future delivery traded on or subject to the rules of a contract market designated by the CFTC or traded on or subject to the rules of any board of trade located outside the United States, its territories or possessions.

"Futures Commission Merchants" as used in Section 130.270 of this Part means individuals.

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associations, partnerships, corporations and trusts engaged in soliciting or in accepting orders for the purchase or sale of any commodity for future delivery on or subject to the rules of any contract market and that, in or in connection with such solicitation or acceptance of orders, accepts any money, securities, or property (or extends credit in lieu thereof) to margin, guarantee or secure any trades or contracts that result or may result therefrom.

"Hearing" means a proceeding conducted by the Securities Department in which the rights, privileges, immunities, duties or obligations of any person or party are required by law to be determined by the Secretary only after opportunity for a hearing.

"Hearing Officer" means the designee of the Secretary or Securities Director who, pursuant to Section 11 of the Act, is designated in the Notice of Hearing to preside at a hearing conducted by the Securities Department or any person so designated as a substitute hearing officer.

"Identifying Statement" means a written or oral communication or advertisement meeting the requirements of Section 130.210(b)(1) of this Part.

"Internal Revenue Code" means the Internal Revenue Code of 1954, as amended (26 U.S.C. subsection 1-9042), and the Rules and Regulations thereunder.

"Majority-Owned Subsidiary" means a subsidiary more than 50% of whose outstanding securities, which represent the right, other than as affected by events of default, to vote for the election of directors, is owned by the subsidiary's parent and/or one or more of the parent's other majority-owned subsidiaries.

"Material", when used to qualify a requirement for the furnishing of information as to any subject, limits the information required to those matters as to which there is a substantial likelihood that a reasonable investor would consider it important in deciding upon a course of action to be taken, including, but without limitation, purchasing, selling or holding the security or securities

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involved, or accepting or rejecting an offer or proposal made with regard to any security or securities.

"NASD" means the self-regulatory organization registered under the Federal 1934 Act known as the "National Association of Securities Dealers, Inc."

"Office", unless otherwise clarified, refers to the Office of the Secretary of State, and not to any particular address or location.

"Officer" means the president; any vice president in charge of a principal business unit, division or function; the secretary; the treasurer; any principal financial officer, comptroller or principal accounting officer; any other officer performing a principal policy-making function and any other person performing similar functions with respect to any organization whether incorporated or unincorporated.

"Options on Futures" as used in Section 130.270 of this Part means puts or calls on a futures contract traded on or subject to the rules of a contract market designated by the CFTC or traded or subject to the rules of any board of trade located outside the United States, its territories or possessions.

"Parent" of a specified person means an affiliate controlling such person directly or indirectly through one or more intermediaries.

"Party" means any person named as a petitioner or a respondent in a hearing conducted by the Securities Department.

"Person" means an individual, a corporation, a partnership, an association, a joint stock company, a trust or any unincorporated organization except that as used in this Section, the word "trust" includes only a trust where the interest or the interests of the beneficiary or beneficiaries is a security.

"Predecessor" means a person, the major portion of the business and assets of which another person acquired in a single succession or in a series of related successions in each of which the acquiring

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person acquired the major portion of the business and assets of the acquired person.

"Preliminary Prospectus" means a document meeting the requirements of Section 130.210(b)(2) of this Part.

"Principal Underwriter" means an underwriter in privity of contract with the issuer of the securities as to which such person he is an underwriter.

"Promoter" means

any person who, acting alone or in conjunction with one or more other persons, directly or indirectly takes initiative in founding and organizing the business or enterprise of an issuer; or

any person who, in connection with the founding and organizing of the business or enterprise of an issuer, directly or indirectly receives in consideration of services or property, or both, 10% or more of any class of securities of the issuer or 10% or more of the proceeds from the sale of any class of securities of the issuer. However, a person who receives the securities or proceeds either solely as underwriting commissions or solely in consideration of property shall not be deemed a promoter within the meaning of this subsection ~~paragraph~~ if the person does not otherwise take part in founding and organizing the enterprise.

"Prospectus" means any prospectus, notice, circular, advertisement, letter or communication, written or by radio, or television or other communications medium, which offers any security for sale or confirms the sale of any security; except that a communication sent or given after the effective date of the registration of the security (other than a prospectus permitted under Section 10(b) of the Federal 1933 Act) shall not be deemed a prospectus if it is proved that, prior to or at the same time as the communication, a written prospectus, meeting the requirements of Section 10(a) of the Federal 1933 Act at the time of the communication, was sent

or given to the person to whom the communication was made, and a notice, circular, advertisement, letter or communication in respect to a security shall not be deemed to be a prospectus if it states from whom a written prospectus meeting the requirements of Section 5 of the Act may be obtained and, in addition, does no more than identify the security, state the price thereof, state by whom orders will be executed, and contain such other information as the Secretary of State, by the Sections Rates in this Part deems necessary or appropriate in the public interest and for the protection of investors and, subject to such terms and conditions as may be described therein, may permit.

"Regulated Account" as used in Section 130.270 of this Part means a customer segregation account subject to the regulations of the CFTC; provided, however, that, where such regulations do not permit to be maintained in such an account or require to be maintained in a separate regulated account funds or securities in proprietary accounts or funds or securities used as margin for or excess funds related to futures contracts, options on futures or any other instruments subject to CFTC jurisdiction that trade outside the United States, its territories or possessions, the term "regulated account" means such separate regulated account or any other account subject to recordkeeping regulations of the CFTC.

"Registrant" means the issuer of the securities which are the subject of the application for registration.

"Rules and Regulations" refers to all rules and regulations adopted by the Secretary of State pursuant to the Act.

"Share" means a share of stock in a corporation or unit of interest in an unincorporated person.

"SEC" means the United States Securities and Exchange Commission.

"Secretary of State" or "Secretary" means the Secretary of State of Illinois.

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"Section" refers to a Section of this Part unless a reference to the Act is specifically made.

"Securities Department" means the Securities Department of the Office of the Secretary of State.

"Significant Subsidiary" means a subsidiary where the assets of the subsidiary, or the investments in and advances to the subsidiary by its parent and the parent's other subsidiaries, if any, exceed 15% of the assets of the parent and its subsidiaries on a consolidated basis; or the sales and operating revenues of the subsidiary exceed 15% of the sales and operating revenues of its parent and the parent's subsidiaries on a consolidated basis. In determining whether a subsidiary is a significant subsidiary, such a subsidiary shall be considered in the aggregate with any subsidiaries of which it is the parent.

"Segregated Customer Funds" as used in Section 130.270 of this Part means funds subject to CFTC segregation requirements.

"Subsidiary" of a specified person is an affiliate controlled by such person directly or indirectly through one or more intermediaries. (See also "Majority-Owned Subsidiary", "Significant Subsidiary" and "Totally-Held Subsidiary".)

"Succession" means the direct acquisition of the assets comprising a going business, whether by merger, consolidation, purchase, or other direct transfer. The term does not include the acquisition of control of a business unless followed by the direct acquisition of its assets. The terms "succeed" and "successor" have the same meaning as "succession".

"Totally-Held Subsidiary" means a subsidiary substantially all of whose outstanding securities are owned by its parent and/or the parent's other totally-held subsidiaries, and which is not indebted to any person other than its parent and/or the parent's other totally-held subsidiaries in an amount which is material in relation to the particular

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subsidiary, excepting indebtedness incurred in the ordinary course of business which is not overdue and which matures within one year from the date of its creation, whether evidenced by securities or not.

"Unit Investment Trust" means an investment company which is organized under a trust indenture, agency or custodianship contract or similar instrument; does not have a board of directors; and issues only redeemable securities, each of which represents an undivided interest in a unit of specified securities.

The term "unit investment trust" does not include a voting trust.

"Unsolicited Transaction" as used in Section 130.270 of this Part means a transaction that is not effected in a discretionary account or recommended to a customer by the futures commission merchant, an associated person of a futures commission merchant, a business affiliate that is controlled by, controlling, or under common control with the futures commission merchant, or an introducing broker that is guaranteed by the futures commission merchant.

b) A Section in this Part which defines a term without express reference to the Act or to this Part or to a portion thereof or hereof defines such term for all purposes as used both in the Act and in this Part. Terms defined in the Act and not defined in this Part have the meanings given them in the Act.

(Source: Emergency amendment at 13 Ill. Reg. 11017 effective July 1, 1989, for a maximum of 150 days)

Section 130.246 Definition of the Terms "Residents of this State" "Address-of-a-Purchaser", and "Aggregate Sales Price", and "Sales Made in Reliance Upon the Exemption" Under Section 4(G) 46 of the Act and "General Advertising Advertisement or General Solicitation" Under under Sections 4(G) 46, 4(H), and 4(M) -4(M) and 4(R) of the Act EMERGENCY

a) The term "sales made in reliance upon the exemption" as used in Section 4(G) 46 of the Act with respect to the

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Report of Sale required to be filed under that Section shall include only those sales made to residents of this State in reliance on the exemption.

b) The term "residents of this State"

"address-of-a-purchaser" shall mean persons having their principal place of residence or domicile in this State of the purchaser.

c) The term "aggregate sales price" shall mean the sum of all cash, services, property, notes, cancellation of debt, or other consideration received by an issuer for issuance of its securities. Where securities are being offered for both cash and non-cash consideration, the aggregate sales price shall be based on the price at which the securities are offered for cash. If securities are not offered for cash, the aggregate offering price shall be based on the value of the consideration as established by bona fide sales of that consideration made within a reasonable time, or in the absence of sales, on the fair value as determined by an accepted standard.

d) The terms "general advertising" or "general solicitation" shall include but not be limited to:

1) any advertisement, article, notice or other communication published in any newspaper, magazine, or similar media or broadcast over television or radio or any seminar or meeting where attendees have been invited by any of the foregoing;

2) any indiscriminate contact by mail, telephone, or similar communicative process, unless otherwise shown by the particular facts.

(Source: Emergency amendment at 13 Ill. Reg. 11017, effective July 1, 1989, for a maximum of 150 days)

Section 130.270 Definition of Certain Persons Not Considered to Be Dealers Under Section 2.7 of the Act
EMERGENCY

a) A futures commission merchant registered with the CFTC is not a dealer solely because such futures commission merchant effects transactions in government securities that are defined in subsection (b) as incidental to such person's futures-related business.

b) Provided that the futures commission merchant:

1) maintains in a regulated account all funds and securities associated with such government securities transactions (except funds and securities associated with transactions under subsection (b)(2) (A) (i) below); and

2) does not advertise that it is in the business of effecting transactions in government securities otherwise than in connection with futures or options on futures trading or the investment of margin or excess funds related to such trading or the trading of any other instrument subject to CFTC jurisdiction, the following transactions in government securities are incidental to the futures-related business of such a futures commission merchant:

A) Transactions as agent for a customer:

i) to effect delivery pursuant to a futures contract; or

ii) for risk reduction or arbitrage of existing or contemporaneously created positions in futures or options on futures.

B) Transactions as agent for a customer for investment of margin and excess funds related to futures or options on futures trading or the trading of other instruments subject to CFTC jurisdiction, provided further that:

i) such transactions involve Treasury securities with a maturity of less than 93 days at the time of the transaction;

ii) such transaction generate no monetary profit for the futures commission merchant in excess of the costs of executing such transactions; or

iii) such transactions are unsolicited, and commissions and other income generated on transactions pursuant to this subsection (iii) (including transactional fees paid by the futures commission merchant and charged to its customer) do not exceed 2% of such

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futures commission merchant's total commission revenues.

- C) Exchange of futures for physicals transactions as agent for or as principal with a customer; and

- D) Any transaction or transactions that the SEC exempts, either unconditionally or on specified terms and conditions, as incidental to the futures-related business of a specified futures commission merchant, a specified category of futures commission merchants, or futures commission merchants generally.

- c) A person registered with the CFTC, a contract market designated by the CFTC, such a contract market's affiliated clearing organization, or any floor trader on such a contract market (hereinafter referred to collectively as a "CFTC-regulated person") is not a dealer solely because such person effects transactions for its own account in government securities that are defined in subsection (d) as incidental to such person's futures-related business.

- d) Provided that a CFTC-regulated person does not advertise or otherwise hold itself out as a dealer except as permitted by Rule 3a43-1 under the Federal 1934 Act, the following transactions in government securities for its own account are incidental to the futures-related business of such a CFTC-regulated person:

- 1) Transactions to effect delivery of a government security pursuant to a futures contract;

- 2) Exchange of futures for physicals transactions with:

- A) a dealer that has registered with the SEC or filed notice pursuant to Section 15C(a) of the Federal 1934 Act; or

- B) a CFTC-regulated person.

- 3) Transactions (including repurchase agreements and reverse repurchase agreements) involving segregated customer funds and securities or funds and securities held by a clearing organization with:

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- A) a dealer that has registered with the SEC or filed notice pursuant to Section 15C(a) of the Federal 1934 Act; or

- B) a bank.

- 4) Transactions for risk reduction or arbitrage of existing or contemporaneously created positions in futures or options on futures with:

- A) a dealer that has registered with the SEC or filed notice pursuant to Section 15C(a) of the Federal 1934 Act; or

- B) a CFTC-regulated person.

- 5) Repurchase and reverse repurchase agreement transactions between a futures commission merchant acting in a proprietary capacity and another CFTC-regulated person acting in a proprietary capacity and contemporaneous offsetting transactions between such a futures commission merchant:

- A) a dealer that has registered with the SEC or filed notice pursuant to Section 15C(a) of the Federal 1934 Act;

- B) a bank; or

- C) a CFTC-regulated person.

- 6) Any transaction or transactions that the SEC exempts, either unconditionally or on specified terms and conditions, as incidental to the futures related business of a specified CFTC-regulated person, a specified category of CFTC-regulated persons, or CFTC-regulated persons generally.

(Source: Emergency rule added at 13 Ill. Reg. 11017, effective July 1, 1989, for a maximum of 150 days)

Section 130.280 Definition of the Term "Branch Office", as Used in Section 8 of the Act
EMERGENCY

- a) "Branch office" as used in Section 8 of the Act shall mean any an office, residence or other place or location in this State where of the business

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of a registered dealer or registered investment adviser is being conducted and which is located in this State which:

- 1) in the case of a registered dealer, is owned or controlled by, or operated directly or indirectly for the benefit of, the registered dealer, and where the business of a dealer is conducted by a principal, salesperson or salespersons for such registered dealer; or
- 2) in the case of a registered investment adviser, is owned or controlled by, or operated directly or indirectly for the benefit of, the registered investment adviser, and where the business of an investment adviser is conducted by a principal, investment adviser representative or investment adviser representatives an employee or employees of such registered investment adviser authorized to render investment advice.
- b) The principal office located in this State of the registered dealer or registered investment adviser, if any, shall not be considered a branch office be considered a branch office as the office satisfies the requirements of paragraph (a) above or (b) above as the case may be.
- c) For purposes of this Section, each office, residence or other place or location where business is being conducted in this State on behalf of a registered dealer and registered investment adviser shall be considered a branch office for the registered dealer and the registered investment adviser.

(Source: Emergency amendment at 13 Ill. Reg. 11017 effective July 1, 1989, for a maximum of 150 days)

SUBPART D: EXEMPT TRANSACTIONS

Section 130.436 Procedures for Applying for Trading Authorization Pursuant to Section 4(F)(2) of the Act
EMERGENCY

- a) Any registered dealer who wishes to apply for trading authorization pursuant to Section 4(F)(2) of the Act

shall apply on a form and in the manner prescribed by the Secretary.

- b) The application shall consist of the following:

- 1) Illinois Form 4(F)(2), Application for Secondary Trading Authorization;
 - 2) The required non-refundable filing fee as required by Section 130.110 of this Part;
 - 3) Audited financial statements of the issuer covering its last three (3) fiscal years or such lesser period, but not less than one year, during which the issuer was incorporated or otherwise organized;
 - 4) Illinois Form 4F2-K (otherwise known as the annual report); and
 - 5) Any other information or documents which the applicant may file as a part of the application for secondary trading authorization.
- c) The application form shall contain the following information:
- 1) The name, address and telephone number of the issuer's principal office;
 - 2) The name, address and telephone number of the correspondent to whom notices and communications regarding the application should be sent;
 - 3) The name and address of the registered dealer applicant;
 - 4) A description of the securities for which secondary trading authorization is sought including the current price and number of units or shares outstanding;
 - 5) The year the business was organized, the form of the organization, the state or other jurisdiction where it was organized and affiliation with other business entities;

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- 6) A general description of the issuer's business including the nature and general competitive conditions in the industry.
- 7) A description of the issuer's property, including the location and general character of the important physical properties or assets of the issuer.
- 8) A description of any pending or contemplated legal proceedings, other than routine litigation incidental to business, to which the issuer or any of its subsidiaries are a party or of which any property is the subject.
- 9) A list of the names, addresses and ages of all directors and officers of the issuer including the position held and their business experience and background.
- 10) The total gross remuneration of all directors and officers of the issuer.
- 11) A list of the title of class, the name of the beneficial owner, the amount and nature of beneficial ownership and the percent of class for all directors and officers and any person owning more than five (5) percent of any class of the issuer's securities.
- 12) A description of any transaction or proposed transaction since the issuer's last fiscal year, in which the issuer and any director, officer or beneficial owner of five (5) percent or more of any class of the issuer's securities involves an amount exceeding \$60,000.
- 13) A brief description of the securities to be authorized for secondary trading highlighting materially important provisions with respect to the securities and a description of all other securities issued and outstanding by the issuer including the rights and incidents thereof.
- 14) The total number of shares or units issued and outstanding, as of the current date, to be authorized for secondary trading.

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- 15) The total number of shareholders and the number of shareholders in Illinois as well as the number of securities held as of the current date.
 - 16) The most recent bid and asked price of the securities to be authorized for secondary trading, if any, and the date of the bid and asked price.
 - 17) A copy of the Registration Statement Form or the Exemption Form under the Federal 1933 Act along with the effective date of the Registration Statement or the date on which the offering commenced under the exemption together with the offering price, if any.
 - 18) A description of how the securities were originally sold or issued including the name of the underwriter.
 - 19) A list of the states or other jurisdictions in which the securities were sold indicating whether the securities were registered or sold pursuant to an exemption in each state or jurisdiction.
 - 20) A list of any other states or jurisdictions that have refused after notice and opportunity for hearing, by order or otherwise, to authorize the sale of securities or have suspended or revoked the right to sell securities, or any stop order, denial, order to show cause, suspension or revocation order, injunction or restraining order, or similar order entered or issued by any state or other regulatory authority or by any court, concerning the securities covered by the application including a copy of any orders.
 - 21) A list of any states or other jurisdictions in which the securities are pending approval for secondary trading; and
 - 22) A list of any states or other jurisdictions in which the securities are currently eligible for secondary trading.
- d) The application shall be signed and notarized; by signing the application the applicant undertakes to file any information, documents and reports required by the Secretary and also represents that the application is made in good faith.

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e) A written request for a waiver of any requirement of the form may be submitted to the Secretary as an exhibit to the application. The request shall state, in detail, the reason or reasons why the requirement should be waived.

(Source: Emergency rule added at 13 Ill. Reg. 11017, effective July 1, 1989, for a maximum of a 150 days)

SUBPART E: REGISTRATION OF SECURITIES

Section 130.510 Procedures for Registration of Securities by Coordination under Section 5(A) 5-A of the Act
EMERGENCY

a) Filing requirements.

1) Application for registration of securities pursuant to Section 5(A) 5-A of the Act shall be made by filing the following documents with the Securities Department in Springfield in the form required by Section 5(A) (2) 5-A-12 of the Act:

- A) One copy of the registration statement (without exhibits) descriptive of the securities covered by the registration statement prospectus on file with the Securities and Exchange Commission in its most recent form as of the date of the initial filing under Section 5(A) 5-A of the Act;
- B) The consent to service of process on Form U-2 or Illinois Form 10, if required by Section 5(A) (2) (b) of the Act;
- C) A completed Application to Register Securities on Form U-1, executed by the applicant, if a natural person; or by a general partner, if the applicant is a partnership; or by an officer of the applicant, if a corporation; or in other cases by a credible person having knowledge of the facts, setting forth the title of the securities to be registered, the total offering of securities in

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number and dollar amount, the offering of securities in number and dollar amount to be offered in this State, the offering price or proposed offering price and of the securities; the number of units to be registered pursuant to the Application; the proposed maximum aggregate price and the proposed maximum aggregate price in this State therefor as defined in Section 130.251 of this Part and, if the applicant is electing the date of effectiveness of a post-effective amendment filed or to be filed with the Securities and Exchange Commission as its "effective date" as defined in Section 2.13 of the Act, specifying such date as the "effective date" for purposes of paragraph 6 of the Application; and

D) If the applicant is not a registered dealer, the name of at least one registered dealer for the securities being registered (except that, in the case of securities being offered and sold on a delayed or continuous basis pursuant to Rule 415 under the Federal 1933 Act, 17 CFR 230.415, the name of the registered dealer may be furnished no later than the close of business on the second business day following the commencement of sales of the registered securities), or if no registered dealer is participating in the offering, a description of the method by which the securities being registered will be offered and sold in Illinois in compliance with Section 8 of the Act; and

E) a) The filing registration fee required by Section 5(C) (1) 5-E-41 of the Act in the form and amount required by Section 130.110 of this Part.

- 2) The completed Application to Register Securities on Form U-1 shall constitute the application statement and the undertaking called for Sections 5(A) (2) (c) 5-A-12-1 and 5(A) (2) (d) 5-A-12-12, respectively, of the Act, except that
- A) The time period for filing documents described in the undertaking set forth in paragraph 9(b) of the Application shall be deemed to be the seven calendar days after the forwarding

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thereof to the Securities and Exchange Commission,

B) Only amendments to the federal registration statement which amend or supplement the registration statement initial prospectus as defined in Section 5-A(2)(a) of the Act need be filed pursuant to paragraph 9(b) (i) of the Application and

C) The applicant otherwise shall be required to comply with the undertakings set forth in paragraph 9 of the Application only to the extent required by the Act and this Part.

b) If, prior to the effective date, there shall have been filed with the Securities Department in Springfield shall have received all of the documents and fees specified in subsection paragraph (a) of this Section, registration of securities under Section 5(A) 5-A of the Act shall become effective automatically on the effective date, provided that:

1) The application for registration is not then the subject of pending proceedings under Section 11(F) of the Act or of an order of suspension, denial or prohibition under Section 11 of the Act; and

2) At least one of the following events shall have occurred on or before the effective date:

A) The Securities Department shall have notified the applicant, in writing (which may be by telegraphic or facsimile transmission), that such documents and fees conform to the requirements of the Act and this Part; or

B) The Secretary of State shall have issued an order granting effectiveness to the application; or

B) At least ten business seven days shall have expired from and including the date on which the Securities Department in Springfield was in receipt of all of the documents and fees specified in subsection paragraph (a) of this Section have been

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filed with or paid to the Securities Department.

3) Notwithstanding the foregoing if none of the events specified in this subparagraph (2) has occurred on or before the effective date of registration under Section 5-A of the Act shall take effect no later than the 8th day from and including the day upon which the registration becomes effective; retroactive to the effective date so long as the other conditions specified in this paragraph (b) are satisfied on such day.

c) If the Securities Department in Springfield shall not have received, prior to the effective date, all of the documents specified in subsection paragraph (a) of this Section shall not have been filed with the Securities Department, the registration under Section 5(A) 5-A of the Act shall take effect on the date that all of the following conditions are satisfied:

1) The Securities Department in Springfield shall have received all of the documents and fees specified in subsection paragraph (a) of this Section shall have been filed with or paid to the Securities Department;

2) The application for registration is not then the subject of pending proceedings under Section 11(F) of the Act or of an order of suspension, denial or prohibition under Section 11 of the Act; and

3) There shall have been filed with the Securities Department a statement from the applicant, in writing (which may be by telegraphic or facsimile transmission), either:

A) that no securities which are part of the offering being registered have been sold in this State, or

B) if securities which are part of the offering being registered have been sold in this State, that discloses the name and address of each purchaser of such securities, the dollar amount sold, and exemption from registration relied upon in making each such sale.

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4) At least one of the following events shall have occurred:

A) The Securities Department shall have notified the applicant, in writing (which may be by telegraphic or facsimile transmission), that such documents and fees conform to the requirements of the Act and this Part; or

B) The Secretary of State shall have issued an order granting effectiveness to the application; or

C) At least ten business seven days shall have expired from and including the date on which the Securities Department in Springfield was in receipt of all of the documents and fees specified in subsection paragraph (a) of this Section have been filed with or paid to the Securities Department; and

5) There shall have been filed with the Securities Department in Springfield shall have received a statement from the applicant, in writing (which may be by telegraphic or facsimile transmission), dated no earlier than the first business day preceding the date on which the registration under Section 5(A) 5-A of the Act is to take effect, stating that

A) The registration statement filed under the Federal 1933 Act is then in effect and

B) The registration statement prospectus, including any amendments or supplements thereto, then on file with the Securities Department Secretary of State satisfies the requirements of Section 10(a)(3) of the Federal 1933 Act.

C) The applicant shall file with notify the Securities Department in Springfield, a notice in writing (which may be by telegraphic or facsimile transmission), no later than the close of business on the second business day following the later of the effective date or the date on which the registration under Section 5(A) 5-A of the Act shall take effect, of:

1) If the applicant is not a registered dealer, the name of at least one registered dealer for the securities being registered (except that in the case of securities being offered and sold on a delayed or continuous basis pursuant to Rule 415 under the Federal 1933 Act, 17 C.F.R. Section 230.415, the name of the registered dealer may be furnished no later than the close of business on the second business day following the commencement of sales of the registered securities); or if no registered dealer is participating in the offering, a description of the method by which the securities being registered will be offered and sold in Illinois in compliance with Section 8 of the Act.

1) The offering price(s) (provided, that if the offering is to be made on a delayed or continuous basis pursuant to Rule 415 under the Federal 1933 Act, 17 C.F.R. Section 230.415, the offering price(s) need only be furnished if known to applicant, and if not indicated in documents already on file with the Securities Department); and

2) The date and time that the registration statement or, if the applicant is electing the date of effectiveness of a post-effective amendment, that the post-effective amendment, became effective under the Federal 1933 Act.

e) No offering of securities shall be registered under Section 5(A) of the Act if, prior to the effective date, all of the securities which are part of the offering being registered have been sold. The Secretary shall require, in any case where it appears that this subsection (e) may be violated, an affidavit to the effect that securities which are part of the offering remain available for sale.

f) The issuer, controlling person or registered dealer, who filed the application may petition the Securities Department, in writing, prior to effectiveness of the securities under the Federal 1933 Act, for a waiver of automatic effectiveness of the registration of securities under the Act if such effectiveness would cause the issuer, controlling person or registered dealer to violate any provision of the Act or this Section. The Securities Department shall notify the issuer,

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controlling person or registered dealer in writing of the Secretary's decision to grant or deny any request for waiver of automatic effectiveness. If the waiver is granted, the registration of securities shall become effective automatically on such date as shall be designated in writing by the issuer, controlling person or registered dealer who filed the application provided that such person has satisfied all of the requirements of the Act and this Section.

(Source: Emergency amendment at 13 Ill. Reg. 11017 effective July 1, 1989, for a maximum of 150 days)

Section 130.530 Renewal of Registration of Securities Under Section 5(E) of the Act
EMERGENCY

- a) An issuer, controlling person or registered dealer shall file an application for renewal of part or all of the securities which remain unsold by filing with the Securities Department, no later than seven (7) days prior to the date upon which the registration under Section 5(A) of the Act or renewal under Section 5(E) of the Act would expire, on Form U-1 executed by an officer of the issuer, controlling person or registered dealer and paying the fee set forth in Section 130.110 of this Part. Such application shall be accompanied by a copy of the prospectus in its most current form.
- b) Any application for renewal of securities filed with or fee paid to the Securities Department within the six (6) days or less prior to the date upon which the registration or renewal would expire shall pay an additional fee in the amount of \$200.00.
- c) Any application for renewal of securities filed with or fee paid to the Securities Department on or after the date upon which the registration has expired shall pay an additional fee in the amount of \$200.00 plus an additional fee of \$100.00 per day until the application is filed and the renewal fee and each additional fee are paid.
- d) The renewal of the registration under subsection (a), (b) or (c) of this Section shall take effect as of the date that the prior registration or renewal expired.
- e) No application for renewal of securities shall be deemed to be filed or take effect if the application,

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renewal fee or additional fee or fees shall have been filed with or paid to the Securities Department more than one year after the most recent expiration of the registration or renewal of registration.

- f) Prior to the renewal of any registration or renewal, the issuer, controlling person or registered dealer shall have filed with the Securities Department the name of at least one registered dealer which will be offering or selling the securities or have filed an application for registration on Form U-4 or renewal on Form 8C(1) for at least one salesperson that the Securities Department will grant registration or renewal concurrently with the renewal of the registration of the securities and paid to the Securities Department the fee and the additional fee or fees, if any, set forth in Section 130.110 of this Part.

(Source: Emergency rule added at 13 Ill. Reg. 11017, effective July 1, 1989, for a maximum of 150 days)

Section 130.550 Additional Fees Under Section 5 of the Act
EMERGENCY

- a) The Secretary shall impose an additional fee for the failure to file with the Securities Department written notice of SEC effectiveness within two (2) business days of the date that the SEC has granted effectiveness. The additional fee for the third through twelfth day shall be \$10.00 per day, but not to exceed \$50.00.
- b) The additional fee for filing written notice of SEC effectiveness on or after the thirteenth day shall be \$10.00 per day, but not to exceed \$2,500.00.
- c) The Secretary shall waive the additional fee if:
- 1) the applicant has been granted a waiver of concurrent effectiveness by the Secretary; or
 - 2) the additional fee, if paid, would render the issuer insolvent.
- d) For the limited purposes of this Section, two (2) business days shall mean two (2) business days from and after the date of SEC effectiveness unless the offering is declared effective on a Saturday, Sunday or a holiday. If the date of SEC effectiveness is a Saturday,

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Sunday or a holiday, two (2) business days means two (2) business days from and after the first business day immediately following the Saturday, Sunday or holiday.

(Source: Emergency rule added at 13 Ill. Reg. 11017, effective July 1, 1989, for a maximum of 150 days)

SUBPART F: FACE AMOUNT CERTIFICATE CONTRACTS

Section 130.610 Procedures for Registration of Face Amount Certificate Contracts by Coordination under Section 6(A) 6-A of the Act
EMERGENCY

a) Filing requirements.

- 1) Application for registration of Face Amount Certificate Contracts pursuant to Section 6(A) 6-A of the Act shall be made by filing the following documents with the Securities Department in Springfield in the form required by Section 6(A) (2) 6-A-42 of the Act:

- A) One copy of the registration statement (without exhibits) descriptive of the face amount certificate contracts covered by the registration statement prospectus on file with the Securities and Exchange Commission in its most recent form as of the date of the initial filing under Section 6(A) 6-A of the Act;
- B) The consent to service of process on Form U-2 or Illinois Form 10, if any, required by Section 6(A) (2) (b) 6-A-42(b) of the Act; and
- C) A completed Application to Register Securities on Form U-1, executed by the applicant, if a natural person, or by a general partner, if the applicant be a partnership only; or by an officer of the applicant, if a corporation; or in other cases by a credible person having knowledge of the facts, setting forth the title of every series, type or class of face amount certificate contracts to be registered pursuant

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to the Application, and, if the applicant is electing the date of effectiveness of a post-effective amendment filed or to be filed with the Securities and Exchange Commission as its "effective date" as defined in Section 2.13 of the Act, specifying such date as the "effective date" for purposes of paragraph 6 of the Application; and

- D) If the applicant is not a registered dealer, the name of at least one registered dealer for the face amount certificate contracts being registered, or if no registered dealer is participating in the offering, a description of the method by which the face amount certificate contracts being registered will be offered and sold in Illinois in compliance with Section 8 of the Act; and

- E) The filing registration fee required by Section 6(C) 6-e of the Act in the form and amount required by Section 130.110 of this Part.

- 2) The completed Application to Register Securities on Form U-1 shall constitute the application statement and the undertaking called for by Sections 6(A) (2) (c) 6-A-42(c) and 6(A) (2) (d) 6-A-42(d), respectively, of the Act, except that

- A) The time period for filing documents described in the undertaking set forth in paragraph 9(b) of the Application shall be deemed to be the seven calendar days after the forwarding thereof to the Securities and Exchange Commission,
- B) Only amendments to the federal registration statement which amend or supplement the registration statement initial prospectus as defined in Section 6-A-42(a) of the Act need be filed pursuant to paragraph 9(b) (i) of the Application and
- C) The applicant otherwise shall be required to comply with the undertakings set forth in paragraph 9 of the Application only to the extent required by the Act and this Part.

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b) If, prior to the effective date, there shall have been filed with the Securities Department in Springfield shall have received all of the documents and fees specified in subsection paragraph (a) of this Section, registration of face amount certificate contracts under Section 6(A) 6-A of the Act shall become effective automatically on the effective date; provided that:

1) The application for registration is not then the subject of pending proceedings under Section 11(F) 11-F of the Act or of an order of suspension, denial or prohibition under Section 11 of the Act; and

2) At least one of the following events shall have occurred on or before the effective date:

A) The Securities Department shall have notified the applicant, in writing (which may be by telegraphic or facsimile transmission), that such documents and fees conform to the requirements of the Act and this Part; or

B) The Secretary of State shall have issued an order granting effectiveness to the application; or

C) At least ten business seven days shall have expired from and including the date on which the Securities Department in Springfield was in receipt of all of the documents and fees specified in subsection paragraph (a) of this Section have been filed with or paid to the Securities Department.

3) Notwithstanding the foregoing if none of the events specified in this subparagraph (2) has occurred on or before the effective date, registration under Section 6-A of the Act shall take effect no later than the 90th day from and including the day upon which the registration becomes effective, retroactive to the effective date so long as the other conditions specified in this paragraph (b) are satisfied on such day.

c) If the Securities Department in Springfield shall not have received, prior to the effective date, all of the

documents specified in subsection paragraph (a) of this Section shall not have been filed with the Securities Department, the registration under Section 6(A) 6-A of the Act shall take effect on the date that all of the following conditions are satisfied:

1) All the Securities Department Secretary of State in Springfield shall have received all of the documents and fees specified in subsection paragraph (a) of this Section shall have filed with or paid to the Securities Department;

2) The application for registration is not then the subject of pending proceedings under Section 11(F) 11-F of the Act or of an order of suspension, denial or prohibition under Section 11 of the Act; and

3) There shall have been filed with the Securities Department a statement from the applicant, in writing (which may be by telegraphic or facsimile transmission), either:

A) That no face amount certificate contracts which are part of the offering being registered have been sold in this state, or

B) If face amount certificate contracts which are a part of the offering have been sold in this State, that discloses the name and address of each purchaser of such face amount certificate contracts, the dollar amount sold, and the exemption from registration relied upon in making such sale.

4) At least one of the following events shall have occurred:

A) The Securities Department of the Office of the Secretary of State shall have notified by the applicant, in writing (which may be by telegraphic or facsimile transmission), that such documents and fees conform to the requirements of the Act and this Part; or

B) The Secretary of State shall have issued an order granting effectiveness to the application; or

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B) At least ten business days shall have expired from and including the date on which the Securities Department in Springfield was in receipt of all of the documents and fees specified in subsection paragraph (a) of this Section have been filed with or paid to the Securities Department; and

5) There shall have been filed with the Securities Department in Springfield a statement received from the applicant, in writing (which may be by telegraphic or facsimile transmission), dated no earlier than the first business day preceding the date on which the registration under Section 6(A) of the Act is to take effect, stating that

A) The registration statement filed under the Federal 1933 Act is then in effect and

B) The registration statement prospectus, including any amendments or supplements thereto, then on file with the Securities Department Secretary of State satisfies the requirements of Section 10(a)(3) of the Federal 1933 Act.

d) The applicant shall file notice with the Securities Department in Springfield, in writing (which may be by telegraphic or facsimile transmission), no later than the close of business on the second business day following the later of the effective date or the date on which the registration under Section 6(A) of the Act shall take effect, of

1) If the applicant is not a registered dealer, the name of at least one registered dealer for the face amount certificate contracts being registered, or if no registered dealer is participating in the offering, a description of the method by which the face amount certificate contracts being registered will be offered and sold in Illinois in compliance with Section 8 of the Act; and

2) The date and time that the registration statement or, if the applicant is electing the date of effectiveness of a post-effective amendment, that the post-effective

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amendment, became effective under the Federal 1933 Act.

e) Any amendment to a registration under Section 6(A) of the Act to add any series, type or class of face amount certificate contracts shall be filed with the Securities Department in Springfield prior to the offer or sale of the additional series, type or class of face amount certificate contracts in this State. Such amendment shall be accompanied by the additional registration fee required by Section 6(E) of the Act in the form and amount required by Section 130.110 of this Part.

f) The issuer, controlling person or registered dealer who filed the application may petition the Securities Department in writing prior to effectiveness of the face amount certificate contracts under the Federal 1933 Act, for a waiver of automatic effectiveness of the registration of the face amount certificate contracts under the Act, if such effectiveness would cause the issuer, controlling person or registered dealer to violate any provision of the Act or this Section. The Securities Department shall notify the issuer, controlling person or registered dealer in writing of the Secretary's decision to grant or deny any request for a waiver of automatic effectiveness. If the waiver is granted, the registration of the face amount certificate contracts shall become effective automatically on such date as shall be designated in writing by the issuer, controlling person or registered dealer who filed the application provided that such person has satisfied all of the other requirements of the Act and this Section.

(Source: Emergency amendment at 13 Ill. Reg. 11017 effective July 1, 1989, for a maximum of 150 days)

Section 130.630 Renewal of Registration of Face Amount Certificate Contracts Under Section 6(F) of the Act
EMERGENCY

a) An issuer, controlling person or registered dealer shall file an application for renewal of part or all of the face amount certificate contracts which remain unsold by filing with the Securities Department no later than seven (7) days prior to the date upon which the registration under Section 6(A) of the Act or renewal under Section 6(F) of the Act would expire on Form U-1 executed by an officer of the issuer, controlling person

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or registered dealer and paying the fee set forth in Section 130.110 of this Part. Such application shall be accompanied by one copy of the prospectus in its most current form.

- b) Any application for renewal of face amount certificate contracts filed with or fee paid to the Securities Department within the six (6) days or less but prior to the date upon which the registration or renewal would expire shall pay an additional fee in the amount of \$200.00.
- c) Any application for renewal of face amount certificate contracts filed with or fee paid to the Securities Department on or after the date upon which the registration would expire shall pay an additional fee in the amount of \$200.00 plus an additional fee in of \$100.00 per day until the application is filed and the renewal fee and each additional fee are paid.
- d) The renewal of the registration under subsection (a), (b) or (c) of this Section shall take effect on the date that the prior registration or renewal expired.
- e) No application for renewal of face amount certificate contracts shall be deemed to be filed or take effect if the application, renewal fee or additional fee or fees shall have been filed with or paid to the Securities Department more than one year after the most recent expiration of the registration or renewal of registration.
- f) Prior to the renewal of any registration or renewal, the issuer, controlling person or registered dealer shall have filed with the Securities Department the name of at least one registered dealer which will be offering or selling the face amount certificate contracts or have filed an application for registration on Form U-4 or renewal on Form 8C(1) for at least one salesperson who the Securities Department will grant registration concurrently with the renewal of the registration or renewal of the face amount certificate contracts and paid to the Securities Department the fee and additional fee or fees, if any, set forth in Section 130.110 of this Part.

(Source: Emergency rule added at 13 Ill. Reg. 11017, effective July 1, 1989, for a maximum of 150 days)

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Section 130.650 Additional Fees Under Section 6 of the Act
EMERGENCY

- a) The Secretary shall impose an additional fee for the failure to file with the Securities Department written notice of SEC effectiveness within two (2) business days of the date that the SEC has granted effectiveness. The additional fee for the third through twelfth day shall be \$10.00 per day, but not to exceed \$50.00.
- b) The additional fee for filing written notice of SEC effectiveness on or after the thirteenth day shall be \$10.00 per day, but not to exceed \$2,500.00.
- c) The Secretary shall waive the additional fee if:
 - 1) the applicant has been granted a waiver of concurrent effectiveness by the Secretary; or
 - 2) the additional fee, if paid, would render the applicant insolvent.
- d) For the limited purposes of this Section, two (2) business days shall mean two (2) business days from the date of SEC effectiveness unless the offering is declared effective on a Saturday, Sunday or a holiday. If the date of SEC effectiveness is a Saturday, Sunday or a holiday, two (2) business days means two (2) business days after the first business day immediately following the Saturday, Sunday or holiday.

(Source: Emergency rule added at 13 Ill. Reg. 11017, effective July 1, 1989, for a maximum of 150 days)

SUBPART G: INVESTMENT FUND SHARES

Section 130.710 Procedures for Registration of Investment Fund
Shares by Coordination under Section 7(A) 7-A of the Act
EMERGENCY

a) Filing requirements.

- 1) Application for registration of investment fund shares pursuant to Section 7(A) 7-A of the Act shall be made by filing the following documents with the Securities Department in Springfield in the

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form required by Section 7(A)(2) 7-A-(2) of the Act:

A) One copy of the registration statement (without exhibits) descriptive of the investment fund shares covered by the registration statement prospectus on file with the Securities and Exchange Commission in its most recent form as of the date of the initial filing under Section 7(A) 7-A of the Act;

B) The consent to service of process on Form U-2 or Illinois Form 10, if any, required by Section 7(A)(2)(b) 7-A-(2)-(b) of the Act; and

C) A completed Application to Register Securities on Form U-1, executed by the applicant, if a natural person; or by a general partner, if the applicant be a partnership only; or by an officer of the applicant, if a corporation; or in other cases by a credible person having knowledge of the facts, setting forth the title of the investment fund shares to be offered in this State and, if the applicant is electing the date of effectiveness of a post-effective amendment filed or to be filed with the Securities and Exchange Commission as its "effective date" as defined in Section 2.13 of the Act, specifying such date as the "effective date" for purposes of paragraph 6 of the Application; and

D) If the applicant is not a registered dealer, the name of at least one registered dealer, the investment fund shares being registered, or if no registered dealer is participating in the offering, a description of the method by which the investment fund shares being registered will be offered and sold in Illinois in compliance with Section 8 of the Act; and

E) The filing registration fee required by Section 7(C) 7-C of the Act in the form and amount required by Section 130.110 of this Part.

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2) The completed Application to Register Securities on Form U-1 shall constitute the application statement and the undertaking called for by Sections 7(A)(2)(c) 7-A-(2)-(c) and 7(A)(2)(d) 7-A-(2)-(d), respectively, of the Act, except that

A) The time period for filing documents described in the undertaking set forth in paragraph 9(b) of the Application shall be deemed to be the seven calendar days after the forwarding thereof to the Securities and Exchange Commission,

B) Only amendments to the federal registration statement which amend or supplement the registration statement initial prospectus as defined in Section 7-A-(2)-(a) of the Act need be filed pursuant to paragraph 9(b)(i) of the Application and

C) The applicant otherwise shall be required to comply with the undertakings set forth in paragraph 9 of the Application only to the extent required by the Act and this Part.

b) If, prior to the effective date, there shall have been filed with the Securities Department in Springfield shall have received all of the documents and fees specified in subsection paragraph (a) of this Section, registration of Investment Fund Shares under Section 7(A) 7-A of the Act shall become effective automatically on the effective date, provided that:

1) The application for registration is not then the subject of pending proceedings under Section 11(F) of the Act or of an order of suspension, denial or prohibition under Section 11 of the Act; and

2) At least one of the following events shall have occurred on or before the effective date:

A) The Securities Department shall have notified the applicant, in writing (which may be by telegraphic or facsimile transmission), that such documents and fees conform to the requirements of the Act and this Part; or

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B)-The-Secretary-of-State-shall-have-issued an-order-granting-effectiveness-to-the application, or

B)(6) At least ten business seven days shall have expired from and including the date on which have been filed with or paid to the Securities Department in Springfield was in receipt of all of the documents and fees specified in subsection paragraph (a) of this Section.

3)-Notwithstanding-the-foregoing-none-of-the events-specified-in-this-subparagraph-(2)-has occurred-on-or-before-the-effective-date of registration-under-Section-7-A-of-the-Act-shall-take effect-no-later-than-the-8th-day-from-and-including the-day-upon-which-the-registration-becomes effective,retroactive-to-the-effective-date,so long-as-the-other-conditions-specified-in-this paragraph-(b)-are-satisfied-on-such-day.

c) If the-Secretaries-Department-in-Springfield-shall-not have-received, prior to the effective date, all of the documents specified in subsection paragraph (a) of this Section shall not have been filed with the Securities Department, the registration under Section 7(A) 7-A of the Act shall take effect on the date that all of the following conditions are satisfied:

- 1) All the-Secretaries-Department-in-Springfield shall-have-received-all of the documents and fees specified in subsection paragraph (a) of this Section shall have been filed with or paid to the Securities Department;
- 2) The application for registration is not then the subject of pending proceedings under Section 11(F) 11-F of the Act or of an order of suspension, denial or prohibition under Section 11 of the Act; and
- 3) There shall have been filed with the Securities Department a statement from the applicant in writing (which may be by telegraphic or facsimile transmission) either:

A) That no investment fund shares which are part

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of the offering being registered have been sold in this State or

B) If investment fund shares which are a part of the offering have been sold in this State, that gives the name and address of each purchaser of such investment fund shares, the dollar amount sold, and the exemption from registration relied upon in making such sale.

4)3) At least one of the following events shall have occurred:

A) The Securities Department shall have notified the applicant, in writing (which may be by telegraphic or facsimile transmission), that such documents and fees conform to the requirements of the Act and this Part; or

B)-The-Secretary-of-State-shall-have-issued an-order-granting-effectiveness-to-the application, or

B)(6) At least ten business seven days shall have expired from and including the date on which the-Secretaries-Department-in-Springfield-was-in-receipt-of all of the documents and fees specified in subsection paragraph (a) of this Section have been filed with the Securities Department; and

5)4) There shall have been filed with the the Securities Department in Springfield shall-have-received a statement from the applicant, in writing (which may be by telegraphic or facsimile transmission), dated no earlier than the first business day preceding the date on which the registration statement under Section 7(A) 7-A of the Act is to take effect, stating that

A) The registration statement filed under the Federal 1933 Act is then in effect and

B) The registration statement prospectus, including any amendments or supplements thereto, then on file with the Securities Department Secretary-of-State satisfies the requirements of Section 10(a)(3) of the Federal 1933 Act.

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d) The applicant shall file notice with notify the Securities Department in Springfield, in writing (which may be by telegraphic or facsimile transmission), no later than the close of business on the second business day following the later of the effective date or the date on which the registration under Section 7(A) of the Act shall take effect, of:

1) if the applicant is not a registered dealer, the name of at least one registered dealer for the investment fund shares being registered, or if no registered dealer is participating in the offering, a description of the method by which the investment fund shares being registered will be offered and sold in Illinois in compliance with Section 8 of the Act; and

2) the date and time that the registration statement or, if the applicant is electing the date of effectiveness of a post-effective amendment, that the post-effective amendment, became effective under the Federal 1933 Act.

e) Any amendment to a registration under Section 7(A) of the Act to add any class or classes of shares of the same rank, general description and characteristics of the investment fund shares previously registered shall be filed with the Securities Department in Springfield prior to the offer or sale of the additional class or classes of investment fund shares in this State. Such amendment shall be accompanied by the additional registration fee required by Section 7(D) 7-B of the Act in the form and amount specified in Section 130.110 of this Part.

f) The issuer, controlling person or registered dealer who filed the application may petition the Securities Department in writing prior to the effectiveness of the investment fund shares under the Federal 1933 Act, for a waiver of automatic effectiveness of the registration of the investment fund shares under the Act if such effectiveness would cause the issuer, controlling person or registered dealer to violate any provision of the Act or this Section. The Secretary Department shall notify the issuer, controlling person or registered dealer in writing of the Secretary's decision to grant or deny any request for waiver of automatic effectiveness. If the waiver is granted, the registration of the investment

fund shares shall become effective automatically on such date as shall be designated in writing by the issuer, controlling person or registered dealer who filed the application; provided that such person has satisfied all of the requirements of the Act and this Section.

(Source: Emergency amendment at 13 Ill. Reg. 11017 effective July 1, 1989, for a maximum of 150 days)

Section 130.715 Amendment Statement for the Registration of Additional Class or Classes or the Reporting of a Change in Organization or Operations Pursuant to Section 7(D) of the Act EMERGENCY

a) Unless and until the registration of investment fund shares is suspended or terminated, the application for registration may be amended by the registrant by filing Illinois Form 7D-7E. The registrant shall file an amendment statement together with a nonrefundable filing fee in the amount of \$100.00 for each amendment statement filed during the registration period.

b) The amendment statement shall be filed in the following circumstances:

- 1) if there is a change in the registrant's name or address;
- 2) if the registrant elects to register an additional class or classes of shares of the same rank, general description and characteristics as the class or classes previously registered and proposed to be offered under like terms, procedures and conditions; or
- 3) if there is a change in the registrant's plan of operation or organization such as, but not limited to, changes in investment advisers, state of incorporation or management policies.

(Source: Emergency Rule added at 13 Ill. Reg. 11017, effective July 1, 1989 for a maximum of 150 days)

Section 130.730 Renewal of Registration of Investment Fund Shares Under Section 7(G) of the Act EMERGENCY

a) An issuer, controlling person or registered dealer shall file an application for renewal of part or all of

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the securities which remain unsold by filing with the Securities Department no later than ten (10) business days prior to the date upon which the registration under Section 7(A) of the Act or renewal under Section 7(G) of the Act would expire on Form 7G or Form U-1 executed by an officer of the issuer, controlling person or registered dealer and paying the fee set forth in Section 130.110 of this Part. Such application shall be accompanied by a copy of the prospectus and Statement of Additional Information in their most current form.

b) Any application for renewal of investment fund shares filed with or fee paid to the Securities Department within the nine (9) business days or less but prior to the date upon which the registration would expire shall pay an additional fee in the amount of \$200.00.

c) Any application for renewal of investment fund shares filed with or fee paid to the Securities Department on or after the date upon which the registration would expire shall pay an additional fee in the amount of \$200.00 plus an additional fee of \$100.00 per day until the application is filed and the renewal fee and each additional fee are paid.

d) The renewal of the registration under subsection (a), (b) or (c) of this Section shall take effect on the date that the prior registration or renewal expired.

e) No application for renewal of investment fund shares shall be deemed to be filed or take effect if the application, renewal fee or additional fee or fees shall have been filed with or paid to the Securities Department more than one year after the most recent expiration of the registration or renewal of registration.

f) Prior to the renewal of any registration or renewal, the issuer, controlling person or registered dealer shall have filed with the Securities Department the name of at least one registered dealer which will be offering or selling the investment fund shares or have filed an application on Form U-4 or renewal on Form 8C(1) for registration for at least one salesperson who the Securities Department will grant registration concurrently with the renewal of the registration or renewal of the investment fund shares and paid to the Securities Department the fee set forth in Section 130.110 of this Part.

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(Source: Emergency rule added at 13 Ill. Reg. 11017, effective July 1, 1989, for a maximum of 150 days)

Section 130.750 Additional Fees Under Section 7 of the Act
EMERGENCY

a) The Secretary shall impose an additional fee for the failure to file with the Securities Department written notice of SEC effectiveness within two (2) business days of the date that the SEC has granted effectiveness. The additional fee for the third through twelfth day shall be \$10.00 per day, but not to exceed \$50.00.

b) The additional fee for filing written notice of SEC effectiveness on or after the thirteenth day shall be \$10.00 per day, but not to exceed \$2,500.00.

c) The Secretary shall waive the additional fee if:

1) the applicant has been granted a waiver of concurrent effectiveness; or

2) the additional fee, if paid, would render the applicant insolvent.

d) For the limited purposes of this Section, two (2) business days shall mean two (2) business days from the date of SEC effectiveness unless the offering is declared effective on a Saturday, Sunday or a holiday. If the date of SEC effectiveness is a Saturday, Sunday or a holiday, two (2) business days means two (2) business days after the first business day immediately following the Saturday, Sunday or holiday.

(Source: Emergency rule added at 13 Ill. Reg. 11017, effective July 1, 1989, for a maximum of 150 days)

SUBPART H: REGISTRATION OF DEALERS, SALESPERSONS AND INVESTMENT
ADVISERS

Section 130.810 Procedures for Registration as a Dealer Under Section 8(B) of the Act 7-Officer-and-Salesperson Examination-and-Registration-Requirements
EMERGENCY

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No person shall be registered as a dealer, and no person shall be registered as a salesperson unless satisfactory evidence has been furnished to the Secretary of State of the trustworthiness of the applicant and the applicant's officers, directors, partners, principal, members and/or trustees. No person shall be registered as a dealer or salesperson until that person shall have given evidence of competency to engage in the business of dealing in or selling securities. Every An officer or person performing a similar function of a dealer, who sells securities in this State state, (other than for his or her own account) shall be deemed to be a salesperson and must be registered as such in accordance with Section 8(C) of the Act.

- a) Each applicant for registration as a dealer shall deliver to the NASD Form BD or, if already on file with the NASD, the requisite amendment which indicates that an application is on file in this state and pay to the NASD the registration fee specified in Section 130.110 of this Part.
- b) Each applicant for registration as a dealer shall file with the Securities Department a complete and current application and pay to the Securities Department the branch office fee, if any, specified in Section 130.110 of this Part. The application shall consist of the following:

- 1) Form BD, Uniform Application for Broker-Dealer Registration, together with Schedule E thereto listing each branch office in this State;
- 2) A Consent to Service of Process for the applicant on Uniform Form U-2, or Illinois Form 10 or the Consent set forth in Form BD, if any, unless the applicant is a corporation organized or authorized to transact business under the laws of this State;
- 3) An unaudited balance sheet for the applicant verified by the chief financial officer of the dealer or other person who holds a similar position as of a date not more than sixty days prior to the date that the application is deemed to be filed with the Securities Department and applicable computations which demonstrate compliance with Section 130.826 of this Part as of the date of the balance sheet, together with the most recent statement of financial condition, income statement or other financial statement of the dealer certified

by an independent certified public accountant, if any.

- 4) One copy of the Illinois form designating each principal of the dealer;
- 5) One copy of the Illinois form designating the dealer's accountant and the dealer's annual audit date;
- 6) One copy of the Illinois form containing an attestation that the dealer did not engage in the sale of securities in this State during the last five (5) years immediately preceding the filing during the last five (5) years immediately preceding the filing of the application, or setting forth a claim of exemption for each sale of securities in the state;
- 7) One copy of the Illinois form setting forth the dealer's minimum net capital requirement;
- 8) One copy of each subordinated loan agreement, if any, between the dealer and any officer, director, partner or manager of the dealer or other person, which loan agreement, if any, shall be in the form required by the NASD;
- 9) One copy of the most current form of applicant's Articles of Incorporation and By-laws, or Partnership Agreement, as applicable, or such other document, if any, by which an applicant that is not a natural person was formed;
- 10) If the applicant will not have its principal office in this State and intends to keep the records required under Section 130.825 of this Part outside of this State, one copy of the Illinois form requesting a waiver of the requirement to maintain its records in this State;
- 11) Page (2) of Form U-4 for each officer and director of the dealer, except that for applicants that are members of the NASD, such page (2) need only be submitted for those officers and directors for whom a Form U-4 has not been filed with the Department on the behalf of the applicant though the CRD; and

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- 12) Any other information or document that the Securities Department may require to determine the dealer's business reputation or to clarify statements made in the application for registration.

c) Each person applying for registration as a dealer or salesperson shall give evidence of competency to engage in the business of dealing in or selling securities by passing one of the examinations listed in Section 130.822 of this Part. The Securities Department shall examine the applicant by a score of 70% correct, or correct to demonstrate to the Secretary of State that the principal or principals have he or she has sufficient knowledge of the securities business and the laws relating thereto to act as a dealer or salesperson. b) In the case of a person, other than a natural person an individual, filing an application for registration as a dealer, the applicant shall furnish a list of officers, directors, partners, members, trustees, managers and other individuals who, on behalf of the applicant, participate in or are responsible for the sale of securities in Illinois. All of the principals individuals who, on behalf of the applicant, participate in or are responsible for the sale of securities in Illinois are required with be required by the Secretary of State to take such an examination or obtain such a waiver from the Secretary of the Securities Dealer Examination on behalf of the applicant. Each registered dealer shall amend the list not later than 10 business days after any change of any principal or principals the individuals.

- d) At or prior to registration of the dealer, there must be on file with the Securities Department whether through the CRD or otherwise, the following:

- 1) Proof of passing one or more of the requisite examinations listed in Section 130.822 of this Part for each principal required to take such examination pursuant to subsection (c) above, unless the Secretary shall have issued an Order waiving such examination requirements pursuant to Section 130.823 of this Part and Section 8(B)(9) of the Act;
- 2) A Form U-4 for each officer and director or each other person performing a similar function of the applicant who is required to register as a

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salesperson as provided in this section, and a page (2) of Form U-4 for each other officer or director of the applicant;

- 3) Any and all amendments required to the application and documents filed pursuant to subsection (a) above, whether as the result of a change in the information provided since the date of filing, or otherwise; and
- 4) In the case of a dealer which is not a member of the NASD, an application for registration of a salesperson on Form U-4 which the Securities Department in its discretion is willing to grant concurrent registration upon the registration of the dealer. At least one salesperson must be registered on behalf of a dealer which is an NASD member by the Securities Department within ten (10) days after the grant of registration. Notwithstanding the foregoing, any dealer which effects trades solely as a clearing dealer on behalf of other dealers need not register any salesperson.

e) Upon the grant of registration of a dealer, the Securities Department shall send to the dealer a certificate as evidence of such registration. The certificate shall be displayed in the dealer's principal office in this State, and a facsimile thereof in each other office in this State, in each case, in a location conspicuous to the public. If the dealer has no office in this State, the certificate shall be so displayed at the dealer's principal place of business.

f) The application and documents on file with the Securities Department with respect to the dealer shall be amended from time to time whenever a change occurs which renders the information contained therein not accurate in any material respect. Such amendment shall be filed with the NASD within ten (10) business days after the occurrence of the change.

g) The Securities Dealer Examination and Securities Salesperson Examination shall be in a form prescribed by the Secretary of State. Notwithstanding anything to the contrary contained herein, the Secretary of State may examine any or all applicants orally either prior to or subsequent to the written examination or in lieu thereof. The examination may be conducted at a place and time as the Secretary of State may designate. An oral

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examination may be conducted when the applicant is physically handicapped to the extent that the examination cannot be manually written.

- d) Prior to the examination each applicant shall submit a complete application for registration together with the accompanying documents and its registration fee. The examination fee shall be paid prior to the time the applicant is enrolled to take the examination. An individual failing the Securities Dealer Examination or the Securities Salesperson Examination may enroll to take the examination no sooner than one calendar month after failing it once, no sooner than 2 calendar months after failing it twice in succession, and no sooner than 3 calendar months after failing three times in succession.

- 1) Failure to pass either of the examinations four times in succession is evidence that the applicant lacks the necessary degree of competency to engage in the business of dealing in or selling securities and is prima facie grounds to deny an application for registration as a securities dealer or securities salesperson.

- 2) After the fourth successive failure an applicant may submit a written request no sooner than 3 months after the fourth successive failure to be enrolled for the examination if such request is accompanied by an explanation of the type of preparation and study the applicant has undertaken and completed for the retake examination. Preparation and study must include business course and/or secondary school courses related to finance or the securities business or a training program with a securities dealer who is registered under the Act.

- 3) The Secretary of State may, by rule, regulation or order designate examinations of securities dealers and securities salespersons which are administered by other regulatory or quasi-regulatory authorities or by private organizations which are as comprehensive as the Securities Dealer Examination or the Securities Salesperson Examination as the equivalent thereof. Examinations which are given by the New York Stock Exchange, the Midwest Stock Exchange, the National Association of Securities Dealers, the Securities and Exchange Commission, and various states having

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examinations designated by the Secretary of State to be as comprehensive as the Securities Dealer Examination or the Securities Salesperson Examination, which states grant reciprocity by agreeing to accept the Securities Dealer Examination or the Securities Salesperson Examination as the equivalent of their own examinations, are deemed the equivalent of the Securities Dealer Examination or the Securities Salesperson Examination.

- g) For the limited purpose of this Section and solely to implement a supplemental procedure known as the CRD Central Registration Depository, a computer based registration system, for the registration and re-registration of dealers and salespersons, the term "in the Office of the Secretary of State", as used in Sections 8(B) and 8(C) of the Act ch. 121-172, pars. 137-8B and 8C of the Illinois Revised Statutes 1981, and "with the Secretary of State", as used in Section 8(H) of the Act ch. 121-172, par. 137-8H of said Statutes, shall include a filing made with the NASD National Association of Securities Dealers, Inc. utilizing the single automated system referred to hereinabove as the CRD Central Registration Depository.

- 4) To facilitate the registration and re-registration of dealers and salespersons, in addition to other forms prescribed, the following forms may be used for the purposes as set forth:

Form-BD--Application for Registration, Licensee or Membership as a Broker-Dealer or to amend such an application under the Securities and Exchange Act of 1934, or under the laws of the jurisdictions or under the constitutions and rules of the self-regulatory organizations accepting this form.

Form-B-4 Uniform Application for Securities Industry Registration.

Form-B-5 Uniform Termination Notice for Securities Industry Registration.

(Source: Emergency amendment at 13 Ill. Reg. 11017 effective July 1, 1989, for a maximum of 150 days)

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Section 130.820 Procedures for Renewal and Withdrawal from Registration as a Dealer
EMERGENCY

- a) If a registered dealer wishes to withdraw its registration in this State, it shall file a Form BDW with the NASD indicating such intent.
- b) If a registered dealer wishes to renew its registration, it shall file the renewal fee as specified in Section 130.110 of this Part with the NASD. Any amended Form BD shall also be filed with the NASD within 10 business days if any changes occur in the information that was filed with the Securities Department when the dealer applied for registration.
- c) After the fee for renewal filed with the NASD is forwarded to the Securities Department, the Securities Department shall issue the dealer a certificate of registration. Pursuant to Section 8.B of the Act, the certificate shall be displayed in a manner conspicuous to the public in the main office in Illinois, if any, and a copy of the certificate shall be displayed in each branch office in this State.

(Source: Emergency rule added at 13 Ill. Reg. 11017, effective July 1, 1989, for a maximum of 150 days)

Section 130.821 Reporting of Dealer Branch Office Location(s) and Required Fees
EMERGENCY

- a) Each applicant for registration as a dealer shall file with the Securities Department with its application a schedule setting forth the address of each branch office in this State as defined in Section 130.280 of this Part. The Illinois Form Designating Branch Offices A-schedule disclosing one three or more branch offices shall be accompanied by the payment of the fee in the form and amount specified in Section 130.110 of this Part for each branch office in this State excess-of two.
- b) Each registered dealer shall file or have filed with the Securities Department on or before December 31 in 1989 and thereafter annually on or before June 30 at least 6-days-prior-to-re-registration a schedule setting forth the address of each branch office and pay to the

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Securities Department in Springfield a fee in the form and amount specified in Section 130.110 of this Part for each branch office in this State excess-of-two.

- c) No registration or re-registration of a dealer shall become effective until such schedule has been filed with the Securities Department and such fee, if any, has been paid.
- d) The registered dealer shall amend its application for registration by filing one copy of the Illinois Form Designating Branch Offices with the NASD and the Securities Department in Springfield within 10 business days after:
 - 1) the opening of any branch office in this State not previously reported and, the address of such branch office; and pay-any-required fee-in-the-form-and-amount-specified-in-Section 130.110-of-this-Part.
 - 2) the closing of any branch office in this State and the address of such branch office.

(Source: Emergency amendment at 13 Ill. Reg. 11017, effective July 1, 1989, for a maximum of 150 days)

Section 130.826 Registered Dealer Net Capital Requirements Requirement
EMERGENCY

- a) No registered dealer registered-by-the-Secretary-of-State shall permit its aggregate indebtedness to all other persons to exceed 150% of its net capital unless it elects to utilize the alternative method for computation pursuant to the provisions of paragraph F of Rule 15c3-1 under the Federal 1934 Act. No dealer electing to use the alternative method shall permit its net capital to fall below two (2) percent of aggregate debit items as computed in accordance with Rule 15c3-3(e) under the Federal 1934 Act as in effect on July 1, 1989.
- b) The requirements for a dealer electing the aggregate indebtedness method of net capital computation.
 - 1) Each dealer engaged in a general securities business shall maintain a minimum net capital of the greater of \$25,000.00 or 6 2/3 percent of aggregate indebtedness.

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2) A dealer which does not hold funds or securities for, or owes money or securities to and do not carry accounts of, or for customers except for those granted under the provisions of Rule 15c3-1(a) (2)(v) under the Federal 1934 Act, and meets the conditions set forth in Rule 15c3-1(a) (2) under the Federal 1934 Act, shall maintain a minimum net capital of the greater of \$5,000.00 or 6 2/3 percent of aggregate indebtedness.

3) A dealer which is engaged solely in the sale of redeemable shares of registered investment companies and certain other accounts which meet the conditions set forth in Rule 15c3-1(a) (3) under the Federal 1934 Act shall maintain a minimum net capital of the greater of \$2,500.00 or 6 2/3 percent of aggregate indebtedness.

4) A dealer which acts as a market maker shall maintain net capital of the greater of \$25,000.00 or \$2,500.00 per security in which the dealer makes a market (\$500.00 per security for those with a market value less than \$5.00) with a maximum requirement of \$100,000.00.

c) The requirements for net capital computation of a dealer electing the alternative method. A dealer may elect to utilize the alternative method for computation if it meets the conditions set forth in paragraph F of Rule 15c3-1 under the Federal 1934 Act. Such dealer shall maintain a minimum net capital equal to the greater of \$100,000.00 (\$25,000.00 in the case of a dealer effecting transactions solely in municipal securities) or two (2) percent of aggregate debit items computed in accordance with Rule 15c3-3a under the Federal 1934 Act.

d) Each Every dealer shall make the applicable computations set forth in subsections (a), (b) or (c) of this Section made-a-computation-of-net capital-and-ratio-of-aggregate-indebtedness-to-net capital not less than monthly and shall preserve such net-capital computations as part of the records required by Section 130.825 of this Part.

e) A registered dealer which holds funds or securities for, or owes money or securities to and carries accounts of, or for customers except for those granted under the provisions of Rule 15c3-1(a) (1) under the Federal 1934 Act, shall meet the provisions of Rule 15c3-3 under the

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Federal 1934 Act unless otherwise exempt pursuant to the provisions thereunder.

f) For the purpose of this Section and to insure uniform interpretation, the terms "aggregate indebtedness" and "net capital" of a dealer shall be computed as set out in Rule 15c3-1 or Rule 15c3-3a under the Securities Exchange Act of 1934. For the purpose of this Section, the terms "general securities business" and "market maker" shall be defined as set forth in Rule 15c3-1 under the Federal 1934 Act.

g) The Secretary of State may exempt a dealer from the requirements of this Section a dealer which satisfies the Secretary of State that, because of the special nature of business or financial position of the dealer and the safeguards that have been established for the protection of customers' funds and securities, and it is not necessary in the public interest or for the protection of investors for the dealer to be subject to the requirements of this Section.

(Source: Emergency amendment at 13 Ill. Reg. 11017 effective July 1, 1989, for a maximum of 150 days)

Section 130.840 Procedures for Registration as an Investment Adviser Under Section 8(D) of the Act Advisers-Examination and-Registration-Requirements
EMERGENCY

a) Each applicant for registration as an investment adviser shall file with the Securities Department a complete and current application and pay to the Securities Department the filing fee and branch office fee, if any, specified in Section 130.110 of this Part. The application shall consist of the following:

- 1) Form ADV, Uniform Application for Investment Adviser Registration, including Schedule E thereto listing all branch offices in this State;
- 2) A Consent to Service of Process for the investment adviser on Form ADV, Uniform Form U-2, or Illinois Form 10; unless the applicant is a corporation organized or authorized to transact business under the laws of this State;
- 3) A balance sheet for the investment adviser as of a date not more than sixty days prior to the date of

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the filing of the application. The balance sheet shall be verified and executed by the chief financial officer of the investment adviser, if any, or other person performing a similar function and must contain:

- A) an affirmation that the information is true and correct; and
- B) a statement disclosing whether the investment adviser retains or during the term of registration will retain any client's cash or securities or accept pre-payment of fees in excess of \$500.00 per client and six (6) or more months in advance;
- 4) One copy of the applicant's current Articles of Incorporation and By-Laws or Partnership Agreement, if any, and a copy of any amendments thereto;
- 5) At or prior to registration of the investment adviser, there shall be on file with the Securities Department whether through the CRD or otherwise, the following:
 - A) Proof of passing one or more of the requisite examinations, certifications or designations listed in Section 130.842 of this Part for each required principal, unless the Secretary shall have issued an order waiving such requirement pursuant to Section 8(D) of the Act; and
 - B) Any and all amendments required to the application and documents filed pursuant to subsection (a) above, whether as a result of a change in the information provided since the date of filing, or otherwise.
- 6) One copy of the Illinois form containing the attestation that the investment adviser will provide to each client in this State the information set forth in Sections 130.846 and 130.847 of this Part in the form and time frame set forth therein.
- 7) One copy of Form 8D(10) or Schedule D of Form ADV listing the name and address of each investment adviser representative who renders investment advice in this State on behalf of the applicant;

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- 8) One copy of the Illinois form designating each principal of the investment adviser;
- 9) One copy of the Illinois form containing the investment adviser's designated audit date, designation of accountant, if any, and whether an audited or unaudited statement of financial condition is required;
- 10) One copy of the Illinois form containing an attestation that the investment adviser has not previously rendered investment advice for compensation in this State, or setting forth a claim of exemption or exclusion;
- 11) One copy of the Illinois form containing an attestation regarding negotiable fees and discretionary authority;
- 12) One copy of the Illinois form consenting to the dual registration as investment adviser and salesperson, if required; and
- 13) One copy of the Illinois form containing an attestation from each principal that:
 - A) he or she has read and understands the Act and the Rules thereunder; and
 - B) he or she will cause each investment adviser representative acting on behalf of the investment adviser in this State to read and understand the Act and applicable Rules in this Part.
- b) Upon the grant of registration of an investment adviser, the Securities Department shall send to the investment adviser a certificate as evidence of such registration. The certificate shall be displayed in the investment adviser's principal office in this State, if any, and a facsimile thereof in each branch office in this State, in each case, in a location conspicuous to the public. If the investment adviser has no office in this State, the certificate shall be so displayed at the investment adviser's principal place of business.
- c) The application and documents on file with the Securities Department with respect to the investment adviser shall be amended from time to time whenever a

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change occurs which renders any material information contained therein not accurate. Such amendment shall be filed with the Securities Department within ten (10) business days after the occurrence of the change.

a) No person shall be registered as an investment adviser unless satisfactory evidence shall have been furnished to the Secretary of State of the trustworthiness of the applicant, officers, directors, members, managing agents, or trustees thereof, and of their competency to engage in the business of rendering investment advice. The evidence shall be in writing or shall be determined by oral or written examination before the Secretary of State or his duly authorized agents.

b) Any written examination required by paragraph (a) of this Section shall be taken by the principal executive officer, manager or employee of the applicant who is actively engaged in the conduct and management of the applicant's investment advisory business in Illinois.

(Source: Emergency amendment at 13 Ill. Reg. 11017 effective July 1, 1989, for a maximum of 150 days)

Section 130.841 Reporting of Investment Adviser Branch Office Location(s) and Required Fees EMERGENCY

a) Each applicant for registration as a investment adviser shall file with the Securities Department with its application a schedule setting forth the address of each branch office in this State as defined in Section 130.280 of this Part. A schedule disclosing each three or more branch office offices shall be accompanied by the payment of the fee in the form and amount specified in Section 130.110 of this Part for each branch office in this State excess of two.

b) Each registered investment adviser shall file or have filed with the Securities Department at least 6 days prior to re-registration a schedule setting forth the address of each branch office and pay to the Securities Department in Springfield a fee in the form and amount specified in Section 130.110 of this Part for each branch office in this State excess of two.

c) No registration or re-registration of an investment adviser shall become effective until such schedule has

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been filed with the Securities Department and such fee, if any, has been paid.

d) The registered investment adviser shall amend its application for registration by filing with the Securities Department in Springfield within 10 business days after:

1) the opening of any branch office in this State not previously reported 7 and the address of such branch office; 7 and pay any required fee in the form and amount specified in Section 130.110 of this Part.

2) the closing of any branch office in this State and the address of such branch office.

(Source: Emergency amendment at 13 Ill. Reg. 11017 effective July 1, 1989, for a maximum of 150 days)

Section 130.846 Written Disclosure Statements of a Registered Investment Adviser EMERGENCY

a) General requirement. Unless otherwise provided in this Section an investment adviser, registered or required to be registered pursuant to Section 8(D) of the Act shall, in accordance with the provisions of this Section, furnish each advisory client and prospective advisory client with a written disclosure statement which may be either a copy of Part II of its Form ADV which complies with Rule 204-1(b) under the Federal 1940 Investment Advisers Act or a written document containing at least the information then so required by Part II of Form ADV.

b) Delivery.

1) An investment adviser, except as provided in subsection (2), shall deliver the statement required by this Section to an advisory client or prospective advisory client:

A) not less than 48 hours prior to entering into any written or oral investment advisory contract with such client or prospective client; or

B) at the time of entering into any such

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contract, if the advisory client has a right to terminate the contract without penalty within five business days after entering into the contract.

- 2) Delivery of the statement required by subsection (1) need not be made in connection with entering into:

- A) an investment company contract; or
- B) a contract for impersonal advisory services.

c) Offer to deliver.

- 1) An investment adviser, except as provided in subsection (2), annually shall, without charge, deliver or offer in writing to deliver upon written request to each of its advisory clients the statement required by this Section.

- 2) The delivery or offer required by subsection (1) need not be made to advisory clients receiving advisory services solely pursuant to:

- A) an investment company contract; or
- B) a contract for impersonal advisory services requiring a payment of less than \$200.00.

- 3) With respect to an advisory client entering into a contract or receiving advisory services pursuant to a contract for impersonal advisory services which requires a payment of \$200.00 or more, an offer of the type specified in subsection (1) shall also be made at the time of entering into an advisory contract.

- 4) Any statement requested in writing by an advisory client pursuant to an offer required by this subsection must be mailed or delivered within seven days of the receipt of the request.

- d) Omission of inapplicable information. If an investment adviser renders substantially different types of investment advisory services to different advisory clients, any information required by Part II of Form ADV may be omitted from the statement furnished to an advisory client or prospective advisory client if such

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information is applicable only to a type of investment advisory service or fee which is not rendered or charged, or proposed to be rendered or charged, to that client or prospective client.

- e) Other disclosures. Nothing in this Section shall relieve any investment adviser from any obligation pursuant to any provision of the Act or the rules and regulations thereunder or other federal or state law to disclose any information to its advisory clients or prospective advisory clients not specifically required by this Section.

f) Definitions. For the purpose of this Section:

- 1) "contract for impersonal advisory services" means any contract relating solely to the provision of investment advisory services:

- A) by means of written material or oral statements which do not purport to meet the objectives or needs of specific individuals or accounts;
- B) through the issuance of statistical information containing no expression of opinion as to the investment merits of a particular security; or
- C) any combination of the foregoing services.

- 2) "entering into," in reference to an investment advisory contract, does not include an extension or renewal without material change of any such contract which is in effect immediately prior to such extension or renewal; and

- 3) "investment company contract" means a contract with an investment company registered under the Investment Company Act of 1940 which meets the requirements of Section 15(c) of the Federal 1934 Act.

(Source: Emergency rule added at 13 Ill. Reg. 11017, effective July 1, 1989, for a maximum of 150 days)

Section 130.847 Financial and Disciplinary Information That Investment Advisers Must Disclose to Clients

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a) It shall constitute a fraudulent, deceptive or manipulative act, practice or course of business within the meaning of Section 12(J)(3) of the Act for any investment adviser to fail to disclose to any client or prospective client all material facts with respect to:

1) A financial condition of the adviser that is reasonably likely to impair the ability of the investment adviser to meet contractual commitments to clients, if the investment adviser has discretionary authority (express or implied) or custody over such client's funds or securities, or requires prepayment of advisory fees of more than \$500.00 from such client, 6 months or more in advance; or

2) A legal or disciplinary event that is material to an evaluation of the investment adviser's integrity or ability to meet contractual commitments to clients.

b) It shall constitute a rebuttable presumption that the following legal or disciplinary events involving the investment adviser or a management person of the investment adviser (any of the foregoing being referred to hereafter as "person") that were not resolved in the person's favor or subsequently reversed, suspended or vacated are material within the meaning of subsection (a)(2) of this Section for a period of 10 years from the time of the event:

1) A criminal or civil action in a court of competent jurisdiction in which the person:

A) was convicted, pleaded guilty or nolo contendere ("no contest") to a felony or misdemeanor, or is the named subject of a pending criminal proceeding (any of the foregoing referred to hereafter as "action"), and such action involved an investment related business; or fraud, false statements, or omissions; or wrongful taking of property; or bribery, forgery, counterfeiting or extortion;

B) was found to have been violated or caused the violation of an investment related statute or regulation; or

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C) was the subject of any order, judgment or decree permanently or temporarily enjoining the person from, or otherwise limiting the person from, engaging in any investment related activity.

2) Administrative proceedings before the SEC, any other federal regulatory agency or any state agency (any of the foregoing being referred to hereafter as "agency") in which the person:

A) was found to have caused an investment related business to lose its authorization to do business; or

B) was found to have violated or caused the violation of an investment related statute or regulation and was the subject of an order by the agency denying, suspending or revoking the authorization of the person to act in, or barring or suspending the person's association with, an investment related business, or otherwise significantly limiting the person's investment related activities.

3) Self Regulatory Organization (SRO) proceedings in which the person:

A) was found to have caused an investment related business to lose its authorization to do business; or

B) was found to have violated or caused the violation of the SRO's rules and was the subject of an order by the SRO barring or suspending the person from membership or from association with other members, or expelling the person from membership, fining the person more than \$2,500.00, or otherwise significantly limiting the person's investment related activities.

c) The information required to be disclosed by subsection (a) shall be disclosed to clients promptly, and to prospective clients not less than 48 hours prior to entering into any written or oral investment advisory contract, or no later than the time of entering into such contract if the client has the right to terminate the

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contract without penalty within five business days after entering into the contract.

d) For purposes of this Section:

- 1) "Management person" means a person with power to exercise, directly or indirectly, a controlling influence over the management or policies of an investment adviser which is a company or to determine the general investment advice given to clients.
- 2) "Found" means determined or ascertained by adjudication or consent in a final SRO proceeding, administrative proceeding or court action.
- 3) "Investment related" means pertaining to securities, commodities, banking, insurance or real estate (including, but not limited to, acting as or being associated with a broker, dealer, investment company, investment adviser, government securities broker or dealer, municipal securities dealer, bank, savings and loan association, entity or person required to be registered under the Commodity Exchange Act (7 U.S.C. 1 et seq.), or fiduciary).
- 4) "Involved" means acting or aiding, abetting, causing, counseling, commanding, inducing, conspiring with or failing reasonably to supervise another in doing an act.
- 5) "Self Regulatory Organization" or "SRO" means any national securities or commodities exchange, registered association or registered clearing agency.

e) For purposes of calculating the 10 year period during which events are presumed to be material under subsection (b), the date of a reportable event shall be the date on which the final order, judgment or decree was entered, or the date on which any rights of appeal from preliminary orders, judgments or decrees lapsed.

f) Compliance with subsection (b) of this Section shall not relieve any investment adviser from the disclosure obligations of subsection (a) of this Section; compliance with subsection (a) of this Section shall not relieve any investment adviser from any other disclosure requirement

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under this Part or the Act, or under any other federal or state law.

g) Registered investment advisers may disclose the information required by this Section to clients and prospective clients with the information required by Section 130.846 of this Part; provided that the delivery of the information satisfies the timing of disclosure requirements described in subsection (c) of this Section.

(Source: Emergency rule added at 13 Ill. Reg.

11017, effective July 1, 1989, for a maximum of 150 days)

Section 130.860 Additional Fees Under Section 8 of the Act
EMERGENCY

- a) The additional fee for the failure by a registered dealer or investment adviser to file or file timely any statement of financial condition shall be \$250.00.
- b) The additional fee for the repeated failure by a registered dealer or investment adviser to file or file timely a statement of financial condition shall be \$500.00.
- c) The additional fee for the failure by a registered dealer or investment adviser to file or file timely any other post-registration document required under Section 8 of the Act or this Part shall be \$50.00.
- d) The additional fee for the repeated failure by a registered dealer or investment adviser to file or file timely any other post-registration document required under Section 8 of the Act or this Part shall be \$250.00.
- e) The Secretary, at his or her discretion, may waive or reduce the amount of any additional fee set forth above if the registered dealer or investment adviser demonstrates by competent evidence that:
 - 1) in the case of a registered investment adviser, payment of the additional fee would render it insolvent; or
 - 2) in the case of a registered dealer, payment of the additional fee would cause it to be in violation of the requirements set forth in Section 130.826 of this Part.

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- f) The failure by a registered dealer or investment adviser to file the required document with the Securities Department and pay any additional fee or fees set forth in this Section within twenty business days after prior written notice by the Securities Department shall constitute a fraudulent business practice under Section 8(E)(1)(b) of the Act.

(Source: Emergency rule added at 13 Ill. Reg. 11017, effective July 1, 1989, for a maximum of 150 days)

POLLUTION CONTROL BOARD

NOTICE OF PUBLIC INFORMATION

1. Statute requiring agency to publish this information in the Illinois Register:

Name of Act: Environmental Protection Act
Citation: Ill. Rev. Stat. 1987, ch. 111 1/2 par. 1028

2. Summary of Information:

Pursuant to Section 28.1(d)(3) of the Environmental Protection Act this notice of public information lists all adjusted standard determinations made pursuant to Section 28.1 in fiscal year 88/89. This notice also lists all determinations of combined sewer overflow exceptions made in fiscal year 88/89.

The determinations for adjusted standards are listed first categorically and the combined sewer overflow determinations are listed second. In each category the determinations are listed numerically followed by the conditions contained in the Board's Order.

3. Name and address of person to contact concerning this information:

John Vandlik
Illinois Pollution Control Board
104 W. University Avenue
Urbana, Illinois 61801
(217) 333-5574

POLLUTION CONTROL BOARD

NOTICE OF PUBLIC INFORMATION

LIST OF DETERMINATIONS FOR ADJUSTED STANDARDS
AND COMBINED SEWER OVERFLOW EXCEPTIONS

ADJUSTED STANDARDS

AS 88-1 Viskase Corporation, Adjusted Ract Petition pursuant to 35 Ill. Adm. Code 215, Subpart I.

Pursuant to the authority of Section 10 of the Environmental Protection Act, as amended by Public Act 85-1321, and provided that Viskase Corporation's (Viskase) plant located in Bedford Park continues to utilize the viskose process in manufacturing cellulose casings, the Board adopted the following emission standards applicable to Viskase's Bedford Park plant on January 5, 1989.

1. The volatile organic material (VOM) emissions from Viskase's Bedford Park plant shall not exceed 994 tons per year. In addition, VOM emissions, computed on a monthly average basis, shall not exceed the following: 2.22 tons per day for each month during the period from June through August; and 3.30 tons per day for each month during the period from September through May.
2. Emissions of VOM, including carbon disulfide, from the Bedford Park plant shall be determined from raw material consumption and plant-specific emission factors. These factors shall be developed using the methods and procedures for testing contained in 40 CFR 60 (1988), including Appendix A, Method 2, 2A, 2B, 15, 25, 25A and 25B, as appropriate. The methodology for computing a monthly average from daily emission values will be determined by the permit, issued to Viskase by the Illinois Environmental Protection Agency, which prescribes the emission standards set forth herein.
3. In accordance with the applicable methodologies, Viskase shall:

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- a) Maintain a monthly record of raw material consumption by each processes or group of processes subject to a different emission factor and;
 - b) Calculate and record monthly VOM emissions, daily VOM emissions, average daily VOM emissions in tons/day, on a monthly basis.
4. a) Records of testing shall be retained by Viskase at its Bedford Park facility for at least 5 years following the date last relied upon for calculating emissions; and
- b) Raw material consumption records, VOM emission calculations, and VOM emission records shall be retained by Viskase at its Bedford Park facility for at least 2 years following the date prepared. (Final Order adopted 1-5-89).

AS 88-3 Allsteel, Inc. Adjusted Ract Petition pursuant to 35 Ill. Adm. Code 215, Subpart I.

Pursuant to the authority of Section 10 of the Environmental Protection Act (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 1010), as amended by Public Act 85-1321, the Board adopted the following volatile organic material (VOM) emission standards applicable to the Allsteel, Inc.'s (Allsteel) office furniture manufacturing facility located in Montgomery, Kane County. Allsteel shall not use adhesives which exceed 5.20 pounds per gallon (lb/gal) of VOM for adhesives which are applied as a spray and 5.55 lb/gal of VOM for adhesives which are applied by rollcoating. (Final Order adopted 2-23-89).

POLLUTION CONTROL BOARD

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COMBINED SEWER OVERFLOW EXCEPTIONS

PCB 85-212

Joint Petition of the City of Morton and the Illinois Environmental Protection Agency for Exception to the Combined Sewer Overflow Regulations.

On February 2, 1989, the Pollution Control Board granted Morton's motion to modify the completion date contained within Condition 1(a), as specified in the Board's prior Orders in PCB 85-212 (May 9, 1986, and May 5, 1988), to September 30, 1990. This grant was subject to the condition that all other uncompleted requirements of the Board's prior Orders in this matter shall remain in full force and effect as issued.

PCB 85-213

Petition of the Village of Western Springs for Exception to the Combined Sewer Overflow Regulations.

On November 29, 1988 the Pollution Control Board adopted an Order granting the Village of Western Springs an exception from subsection (a) of Section 306.305 of the Board's Water Pollution Rules. As a condition to the exception, Western Springs shall raise the overflow inverts in the manholes at the intersection of 47th Street and Fair Elms Avenue, which discharge combined sewage to Flagg Creek, to the maximum elevation that will not result in sewage backups into basements and/or street flooding.

PCB 85-224

Joint Petition of the Aurora Sanitary District, the City of Aurora, and the Illinois Environmental Protection Agency for Exception to the Combined Sewer Overflow (CSO) Regulations.

On July 13, 1988, the Pollution Control Board adopted an order granting the Aurora Sanitary District and the City of Aurora an exception from combined sewer overflow regulations 35 Ill. Adm. Code 306.305(a) as it relates to

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first flush storm flows, and to 35 Ill. Adm. Code 306.305(b), subject to the following conditions:

1. The City and District shall implement the following improvements:

- a. Provide an additional 15" diameter connecting pipe at overflow No. 1 located at Rathbone Avenue.
- b. Modify the existing west siphon chamber at Hurd's Island to facilitate maintenance, and provide a manhole at the bend in the interceptor just north of the railroad bridge.
- c. Remove siphon over Western United Gas and Electric Co. discharge tunnels and replace it with a 54" diameter connecting pipe.
- d. Re-route Basins 8 and 33 to the wastewater treatment plant through the Waubonsie Interceptor.
- e. Implement and maintain programmed maintenance on critical areas comprised of overflows 1, 4 and all the siphons.
- f. Sewer separation upstream of overflow numbers 4, 8, 22 and 25 to reduce runoff into the combined system. Additionally implement inflow-infiltration reduction strategies in basins 24, 25, 26, 28, 29, 30 and 36.
- g. Eliminate overflow number 6 diverting all flows from tributary sub-basins into the Hazel Avenue Interceptor.
- h. Raise weirs 6" on overflows 5, 22, and 23 to eliminate bypassing during small storms.
- i. Perform sewer separation in a 60 acre tract associated with the Transportation center project.

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2. Improvements identified in paragraph 1 above shall be completed by July 31, 1988, with the exception of:
 - a. 30-inch storm sewer along Plum Street in basins 24 and 25, which shall be completed by November 1, 1988.
 - b. Removing of storm inlets along Lake Street in Basin 29, which shall be completed by November 1, 1988.
3. The Aurora Sanitary District Treatment facility shall be operated in accordance with the following provisions:
 - a. All flows received at the treatment plant must be screened and metered.
 - b. All flows up to 74 million gallons per day ("MGD") must receive a minimum of primary clarification prior to and during any occurrence of bypassing.
 - c. All flows up to 68 MGD must receive full treatment prior to and during any occurrence of bypassing ahead of or following primary treatment units.
4. Aurora Sanitary District and the City of Aurora shall conduct performance evaluation and reporting of the improvements specified in this Order in accordance with the Plan of Study appended to and which is hereby made a part of this Order.
5. This grant of exception does not preclude the Agency from exercising its authority to require as a permit condition a CSO monitoring program sufficient to assess compliance with this exception and any other Board regulations and other controls, if needed, for compliance, including compliance with water quality standards.
6. This grant is exception is not to be construed as affecting the enforceability of any provisions of this exception, other Board

POLLUTION CONTROL BOARD

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- PCB 86-2 regulations, or the Environmental Protection Act.
 Petition of the City of LaSalle for Exception to the Combined Sewer Overflow Regulations
 On November 17, 1988 the Pollution Control Board adopted an order granting LaSalle's motion for modification of its municipal compliance schedule and extension of the temporary combined sewer overflow exception previously granted by the Board on April 1, 1987. The Board's November 17, 1988 order extended LaSalle's combined sewer overflow exception until July 1, 1991, with an amended petition due on or before March 1, 1991.
- PCB 87-71 Joint Petition of the City of Dixon and the Illinois Environmental Protection Agency for Exception to the Combined Sewer Overflow Regulations
 On September 8, 1988 the Pollution Control Board adopted an order granting the City of Dixon an exception from 35 Ill. Adm. Code 306.305(a) as it relates to first flush of storm flows and from 35 Ill. Adm. Code 306.305(b) for combined sewer overflows, to the Rock River, subject to the following conditions:
 1. The City shall complete the following improvements by July 1, 1988:
 - a. Installation of standby power system at the WWTP, providing backflow prevention systems at vulnerable CSOs, and installation of sealed manhole frames as specified in the City's approved Municipal Compliance Plan and NPDES permit.
 - b. The City shall permanently inactivate the following combined sewer overflows:
 1. College Avenue (already blocked) (002)
 2. South Galena Avenue (004)
 3. South Ottawa Avenue (005)
 4. North Galena Avenue (008)

POLLUTION CONTROL BOARD

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5. Unreported non-active overflow on Swissville Interceptor, just north of Palmyra Avenue.

c. The City shall raise overflow weirs or dams to the maximum extent practicable, without causing basement backups at the following locations:

1. South Madison Avenue (003)
2. North Hennepin Avenue (007)
3. North Ottawa Avenue (009)
4. North Dement Avenue (010)
5. Assembly Place (011)

2. The City shall inspect interceptor sewers annually and clean these sewers as necessary.

3. The City shall continue the present accelerated street cleaning operations in the combined sewer areas.

4. The City shall continue its past practices of separating combined sewers during street improvement projects, as funding is available, until the City's goal of complete separation is achieved.

5. The City shall submit to the Agency by January 31st of each year a report summarizing all sewer system inspection and maintenance performed during the preceding (sic) year. The report for the year 1988 shall summarize efforts to raise overflow weirs and plug outfalls.

6. This grant of exception does not preclude the Agency from exercising its authority to require as a permit condition a CSO monitoring program sufficient to assess compliance with this exception and any other Board regulations and other controls, if needed, for compliance, including compliance with water quality standards.

7. This grant of exception is not to be construed as affecting the enforceability of any

POLLUTION CONTROL BOARD

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provisions of this exception, other Board regulations, or the Environmental Protection Act.

PCB 88-52

Joint Petition of the City of Ottawa and the Illinois Environmental Protection Agency for Exception to the Combined Sewer Overflow (CSO) Regulations

On August 4, 1988 the Pollution Control Board adopted an order granting to the City of Ottawa an exception from 35 Ill. Adm. Code 306.305(a) as it relates to first flush of storm flows and from Ill. Adm. Code 306.305(b) for combined sewer overflows, to the Fox and Illinois Rivers, subject to the following conditions:

1. The City will prepare an operational plan for and make modifications to its sewer system, as specified in the petition, by October 1, 1989. Thereafter, an annual report detailing performance of the specified activities will be submitted to the Agency by January 31st of each year.
2. The City will construct Phases I, II, and III of its sewer separation program, as summarized below and further described in Alternate 6 of the petition:
 - a) Phase I, which consists of a total of 19,320 lineal feet of storm sewer construction in the Northeast, Northwest, and South Sectors, shall be completed by December 1, 1990.
 - b) Phase II, which consists of a total of 19,570 lineal feet of storm sewer construction in the Northeast, Northwest, and South Sectors, shall be completed by February 1, 1993.
 - c) Phase III, which consists of a total of 3,380 lineal feet of storm sewer construction in the South sector, shall be completed by September 1, 1993.

POLLUTION CONTROL BOARD

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3. Upon completion of each phase the City will conduct flow monitoring for one season to assess the effectiveness of the separation program and report the results to the Agency. A plan of study for each monitoring effort will be agreed upon by the City and Agency. Where monitoring indicates that an overflow may be safely removed from service, the City shall do so according to a mutually agreeable schedule.
4. The City shall eliminate the illegal sewer connection near outfall 006 by November 1, 1988.
5. This grant of exception does not preclude the Agency from exercising its authority to require as a permit condition a CSO monitoring program sufficient to assess compliance with this exception and any other Board regulations and other controls, if needed, for compliance, including compliance with water quality standards.
6. This grant of exception is not to be construed as affecting the enforceability of any provisions of this exception, other Board regulations, or the Environmental Protection Act.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of June 19, 1989 through June 23, 1989 and have been scheduled for review by the Committee at its July 28, 1989 meeting. Other items not contained in this published list may also be considered by the Joint Committee at its July meeting. Members of the public wishing to express their views with respect to a proposed rule should submit written comments to the Joint Committee at the following address: Joint Committee on Administrative Rules, 509 South Sixth Street, Room 500, Springfield, IL 62701.

Second Notice Expires	Agency and Rule	Start of First Notice	Scheduled for Consideration by JCAR
8/3/89	Department of Financial Institutions, Illinois Credit Union Act (38 Ill. Adm. Code 190)	3/31/89 13 Ill. Reg. 4107	July 28, 1989
8/3/89	State Board of Education, Special Education (23 Ill. Adm. Code 226)	10/28/88 12 Ill. Reg. 17151	July 28, 1989
8/4/89	Illinois Community College Board, Administration of the Illinois Public Community College Act (23 Ill. Adm. Code 1501)	3/24/89 13 Ill. Reg. 3517	July 28, 1989
8/4/89	Illinois Community College Board, Administration of the Illinois Public Community College Act (23 Ill. Adm. Code 1501)	3/31/89 13 Ill. Reg. 4087	July 28, 1989
8/4/89	Illinois Community College Board, Administration of the Illinois Public Community College Act (23 Ill. Adm. Code 1501)	4/7/89 13 Ill. Reg. 4394	July 28, 1989
8/7/89	Illinois Farm Development Authority, Illinois Farm Development Authority (8 Ill. Adm. Code 1400)	9/2/88 12 Ill. Reg. 13832	July 28, 1989

ILLINOIS REGISTER

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSECOND NOTICES RECEIVED
(page 2)

Second Notice Expires	Agency and Rule	Start of First Notice	Scheduled for Consideration by JCAR
8/7/89	Department of Commerce and Community Affairs, State Administration of the Federal Low-Income Home Energy Assistance Block Grant Program (47 Ill. Adm. Code 100)	4/7/89 13 Ill. Reg. 4358	July 28, 1989
8/7/89	Department of Commerce and Community Affairs, Training Services for the Disadvantaged (56 Ill. Adm. Code 2610)	4/7/89 13 Ill. Reg. 4366	July 28, 1989
8/7/89	Department of Public Aid, Administration of Social Service Programs (89 Ill. Adm. Code 130)	4/7/89 13 Ill. Reg. 4469	July 28, 1989
8/7/89	Department of Professional Regulation, Social Workers Registration Act (68 Ill. Adm. Code 1470)	4/21/89 13 Ill. Reg. 5426	July 28, 1989
8/7/89	State Board of Education, Gifted Education (23 Ill. Adm. Code 227)	3/31/89 13 Ill. Reg. 4097	July 28, 1989
8/7/89	Secretary of State, Certificates of Title, Registration of Vehicles (92 Ill. Adm. Code 1010)	4/21/89 13 Ill. Reg. 5655	July 28, 1989
8/7/89	Department of Public Health, Newborn Metabolic Screening and Treatment Code (77 Ill. Adm. Code 661)	3/24/89 13 Ill. Reg. 3599	July 28, 1989

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSECOND NOTICES RECEIVED
(page 3)

Second Notice Expires	Agency and Rule	Start of First Notice	Scheduled for Consideration by JCAR
8/7/89	Board of Regents, Joint Rules of the Board of Regents, the Board of Governors of State Colleges and Universities, the Board of Trustees of the University of Illinois and the Board of Trustees of Southern Illinois University: Procurement and Bidding (44 Ill. Adm. Code 525)	3/3/89 13 Ill. Reg. 2709	July 28, 1989
8/7/89	Board of Regents, Procurement from Minority and Female Owned Business Enterprises (44 Ill. Adm. Code 526)	3/3/89 13 Ill. Reg. 2746	July 28, 1989

PROCLAMATION
89-282

National Black MBA Association Week (Revised)

WHEREAS, The National Black MBA Association will host its 11th Annual Conference and Exposition October 4-8, 1989, at The Palmer House, Chicago, and the theme of this year's conference is "The 1990s: Fulfillment of the Vision"; and

WHEREAS, The National Black MBA Association is an association of over 1,900 minority business professionals involved in all forms of commercial enterprise in the United States and abroad; and

WHEREAS, the concept of The National Black MBA Association, developed in 1970, was to organize a group of NBAs with a variety of skills in several fields to focus their purpose toward achieving meaningful goals for the minority MBA professional;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim October 4-8, 1989, as NATIONAL BLACK MBA ASSOCIATION WEEK in Illinois, in recognition of its accomplishments and contributions to the business community.

Issued June 20, 1989. Filed June 26, 1989.

PROCLAMATION
89-301

Arlington International Racecourse Weekend

WHEREAS, horse racing and breeding in Illinois represents a more than \$1 billion agribusiness; and

WHEREAS, the industry involves nearly 30,000 jobs, including farmers, veterinarians, horsemen, trainers, jockeys, and track employees; and

WHEREAS, the fire that destroyed Arlington Park's Grandstand on July 31, 1985, was a loss to the community, the horse racing and breeding industry, and the entire State of Illinois; and

WHEREAS, a new Arlington International Racecourse has been built to contribute to the economic stability of the community, the horse industry, and the State of Illinois;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim July 1-4, 1989, as ARLINGTON INTERNATIONAL RACECOURSE WEEKEND in Illinois.

Issued June 20, 1989. Filed June 26, 1989.

PROCLAMATION
89-302

Conservation Tillage Week

WHEREAS, the farmland of Illinois amounts to 28.6 million acres or approximately 80% of its total land area. These agricultural lands constitute a valuable and extensive growing resource for the people of Illinois and the world; and

WHEREAS, the use of conservation tillage methods provides excellent protection of this resource. Conservation tillage holds the soil in place, yields clean water after rainfalls, and provides for continued productivity and the conservation of fuel and energy in agriculture; and

WHEREAS, the farmland in Illinois supports 84,000 farm families across the state, a gross revenue of \$6.2 billion in farm commodities, investments of over \$30 billion, and exports of \$2.1 billion; and

WHEREAS, conservation tillage provides for the protection of agricultural lands and ensures the productivity of this land for future generations;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim July 16-22, 1989, as CONSERVATION TILLAGE WEEK in Illinois and call attention to the need to protect our enormous agricultural land resource in Illinois.

Issued June 21, 1989. Filed June 26, 1989.

PROCLAMATION
89-303

Mid-America College Health Association Week

WHEREAS, the annual conference of the Mid-America College Health Association will be hosted by the Health Service of Northeastern Illinois University, Chicago, October 18-20; and

WHEREAS, college health is a multidisciplinary specialty of registered nurses, physicians, licensed practical nurses, pharmacists, health educators, lab and radiology technicians, and health service directors and administrators; and

WHEREAS, the Mid-America College Health Association is a four state affiliate of the American College Health Association, and serves as a professional organization for individuals who provide health care and programs to the higher education community. It is a mechanism by which institutions of higher learning and their health services improve the health of those they serve; and

WHEREAS, the association develops standards to assure quality care is provided through student health services; directs programs toward improving the health of students at institutions of higher learning; promotes the health lifestyles of students through education; promotes communication and cooperation between the health service, the faculty and the staff; establishes and maintains communication links between the health service and the community health agencies; and promotes professional growth;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim October 18-22, 1989, as MID-AMERICA COLLEGE HEALTH ASSOCIATION WEEK in Illinois in recognition of the high standards and excellence of care in the specialty of college health.

Issued June 21, 1989. Filed June 26, 1989.

PROCLAMATION
89-304

Non-Dependence Day

WHEREAS, the American Lung Association of Illinois is sponsoring Non-Dependence Day, a day to celebrate freedom from nicotine addiction on Wednesday, July 5;

WHEREAS, the purposes of Non-Dependence Day are to educate Illinois citizens about the risks involved with cigarette smoking and to encourage smokers to quit smoking and non-smokers to not begin smoking; and

WHEREAS, the 1988 Surgeon General's Report has stated that cigarettes, which contain nicotine, are addicting; and

WHEREAS, studies have proven that the pharmacologic and behavioral processes that determine tobacco addiction are similar to those of cocaine and heroin;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim Wednesday, July 5, 1989, as NON-DEPENDENCE DAY in Illinois and encourage all Illinois citizens to consider taking action to free themselves of all dependence on drugs of any type, particularly nicotine.

Issued June 21, 1989. Filed June 26, 1989.

PROCLAMATION
89-305

Food Science and Technology Week

WHEREAS, the Institute of Food Technologists, a non-profit, international scientific society headquartered in Chicago, will be 50 years old in 1989; and

WHEREAS, thousands of food scientists and technologists from across the world convene in Chicago for their 50th Annual Meeting and Food Expo beginning June 25, 1989, and ending on July 1, 1989; and

WHEREAS, food scientists and technologists in our country have been leaders in the development, preservation, and distribution of economical, nutritious, and safe foods by the discovery and application of new scientific information; and

WHEREAS, the Food Expo is expected to draw more than 600 exhibitors who will share their new ideas and developments with nearly 20,000 members of the Institute of Food Technicians;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim June 25-July 1, 1989, as FOOD SCIENCE AND TECHNOLOGY WEEK in Illinois and commend the food scientists and technologists on their hard work and dedication.

Issued June 22, 1989. Filed June 26, 1989.

PROCLAMATION

89-306

Stars of the U.S.S.R. Day

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WHEREAS, Stars of the U.S.S.R. is a Russian folk dance and music show performing at Six Flags Great America in Gurnee, Illinois from June 24-August 20 of this year; and

WHEREAS, the show includes performances by the famous Pyatnitsky Folk Art Ensemble, the exuberant Soviet Georgians, and contemporary dancers from Leningrad; and

WHEREAS, by passing on traditions for four generations, these flawless artists have preserved a colorful and insightful look at the culture and history of the Soviet Union through their unique dances, songs, and other performances; and

WHEREAS, the Pyatnitsky Choir was formed in 1911 and performed in 1918 for Soviet leader Nikolai Lenin, who highly supported the group's work; and

WHEREAS, this show symbolizes recent efforts of the Soviet Union and the United States to open up to each other and, hopefully, is a step in leading the two to become closer allies;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim June 29, 1989, as STARS OF THE U.S.S.R. DAY in Illinois, praising these fine performers for the entertainment and rare glimpse of Soviet culture they will provide Americans in their show.

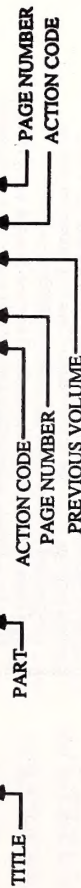
Issued June 22, 1989. Filed June 26, 1989.

ACTION CODES	
JCAR - Joint Committee on Administrative Rules	
A - Adopted Rule	P - Proposed Rule
AR - Adopted Repealer	PF - Prohibited Filing Ordered by JCAR
C - Notice of Corrections	PP - Peremptory or Court ordered Rules
CC - Codification Changes	PR - Proposed Repealer
E - Emergency Rule	R - Refusal to meet JCAR objection
ER - Emergency Repealer	RC - Statement of Recommendation
M - Modification to meet JCAR objections	S - Suspension ordered by JCAR
O - JCAR Statement of Objections	W - Withdrawal to meet JCAR objections

EXAMPLE:

AGRICULTURE, DEPARTMENT OF

8 Ill. Adm. Code 285 III. Grain Insurance Act (P-18048/85; A-6818)



ALL RULES ARE LISTED BY PART NUMBER AND HEADING ONLY. (FOR ACTION ON SPECIFIC SECTIONS, PLEASE REFER TO THE SECTIONS AFFECTED INDEX.) IF THERE ARE ANY QUESTIONS, PLEASE CONTACT THE ADMINISTRATIVE CODE DIVISION AT (217) 782-9786.

AGING, DEPARTMENT ON

89 Ill. Adm. Code 240 Community Care Program (P-685) (P-10821/88; O-9594)
89 Ill. Adm. Code 220 Older Americans Act Programs (P-14777/88; A-2015) (P-12137/88; A-3054)

AGRICULTURE, DEPARTMENT OF

8 Ill. Adm. Code 255 Agrichemical Facilities (P-2571)
8 Ill. Adm. Code 110 Animal Diagnostic Laboratory Act (P-19153/88; A-3617)
8 Ill. Adm. Code 25 Animal Welfare Act (P-19164/88; A-3628)
8 Ill. Adm. Code 75 Bovine Brucellosis (P-19172/88; A-3636)
8 Ill. Adm. Code 20 Definitions (P-19178/88; W-2166)
8 Ill. Adm. Code 85 Diseased Animals (P-19185/88; A-3642)
8 Ill. Adm. Code 700 Farmland Preservation Act (P-14786/88; A-285) (P-2598; A-10489) (P-17139/88; A-3653)
68 Ill. Adm. Code 600 Grain Dealers (P-19795/88; A-3665)
8 Ill. Adm. Code 80 III. Bovine Tuberculosis Eradication Act (P-19196/88; A-3676)
8 Ill. Adm. Code 90 III. Dead Animal Disposal Act (P-19201/88; A-3681)
8 Ill. Adm. Code 115 III. Pseudorabies Control Act (P-19218/88; A-3685)
8 Ill. Adm. Code 230 III. Seed Law (P-3511; A-10499) (E-4015)
8 Ill. Adm. Code 610 Livestock Dealer Licensing (P-19205/88; A-3690)
8 Ill. Adm. Code 125 Meat & Poultry Inspection Act (PP-228) (PP-2160) (P-19211/88; A-3696)
2 Ill. Adm. Code 700 Organizational Chart, Description, Rulemaking Procedure, & Programs (A-3066)
8 Ill. Adm. Code 505 Public Grain Warehouse & Warehouse Receipts Act (P-19806/88; A-3703)
8 Ill. Adm. Code 105 Swine Disease Control & Eradication Act (P-20309/88; A-3715)

ALCOHOLISM AND SUBSTANCE ABUSE, DEPARTMENT OF
77 Ill. Adm. Code 2056 Driving Under the Influence Programs (P-22265/88; A-7274)

BANKS AND TRUST COMPANIES, COMMISSIONER OF

38 Ill. Adm. Code 320 Powers Incidental & Germane to Carrying on a General Banking Business (P-8737)
38 Ill. Adm. Code 303 Use of a State Bank's Corporate Name in Identification & Communication (P-2889)

CAPITAL DEVELOPMENT BOARD

44 Ill. Adm. Code 910 Procurement Practices (P-1917; A-8403)
71 Ill. Adm. Code 40 Standards for Award of Grants Elementary & Secondary Schools Capital Assistance Program (P-1283; A-6973)

CARNIVAL-AMUSEMENT SAFETY BOARD

56 Ill. Adm. Code 6000 Carnival & Amusement Ride Inspection Law (P-7845) (E-8025)

CENTRAL MANAGEMENT SERVICES, DEPARTMENT OF

89 Ill. Adm. Code 1300 Day Care (P-19223/88; A-4644)
80 Ill. Adm. Code 302 Merit & Fitness (P-1639) (P-15813/88; A-3722) (P-10569/88; A-10820)
80 Ill. Adm. Code 310 Pay Plan (P-20584/88; RC-1254) (P-1296; A-8849) (P-2892) (PP-8080) (PP-8970) (P-10725) (E-10967)

80 Ill. Adm. Code 2150 Service-Connected Days Benefit Administration (P-10285/88; A-2402) (P-6853)
80 Ill. Adm. Code 2650 Solicitation for Charitable Payroll Deductions (P-6871/88; O-1256; R-3411; A-3330)
80 Ill. Adm. Code 2110 State of Ill. Dependent Care Assistance Plan (P-1; A-9259) (E-214)
44 Ill. Adm. Code 5040 State Vehicles & Garage (P-4071)

CHILDREN AND FAMILY SERVICES, DEPARTMENT OF

89 Ill. Adm. Code 334 Administration & Funding of Community-Based Services to Youth (P-11915/88; A-6986)
89 Ill. Adm. Code 385 Background Checks (P-13744/88; A-5917)
89 Ill. Adm. Code 431 Confidentiality of Personal Information of Persons Served by the Department (P-11922/88; O-22457/88; R-2532; A-2407)
89 Ill. Adm. Code 310 Delivery of Youth Services Funded by the Department of Children & Family Services (P-11935/88; O-3412; RC-3414; R-7483; A-7308)
89 Ill. Adm. Code 437 Department of Children & Family Services Employee Conflict of Interest (P-13752/88; A-3339)

89 Ill. Adm. Code 357 Purchase of Service (P-13807/88; A-3344)
89 Ill. Adm. Code 300 Reports of Child Abuse & Neglect (P-11953/88; O-22472/88; R-2535; A-2419)
89 Ill. Adm. Code 432 Research Involving Children & Families (P-5225)
89 Ill. Adm. Code 302 Services Delivered by the Department (P-7847) (P-13814/88; W-8115)

CIVIL SERVICE SYSTEM, STATE UNIVERSITIES

80 Ill. Adm. Code 250 State Universities Civil Service System (P-1921) (P-17569/88; A-7324)

COLLEGES AND UNIVERSITIES, BOARD OF GOVERNORS OF STATE

44 Ill. Adm. Code 530 Joint Rules of the Board of Regents, the Board of Governors of State Colleges & Universities, the Board of Trustees of the University of Ill., & the Board of Trustees of Southern Ill. University: Procurement & Bidding (P-2648)
2 Ill. Adm. Code 5025 Public Information, Rulemaking & Organization (AR-3742) (A-3747)

COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF

14 Ill. Adm. Code 630 Corridors of Opportunity Program (P-4987/88; A-4164)
56 Ill. Adm. Code 2625 Economic Dislocation & Worker Adjustment Assistance (P-3513) (E-4019)
47 Ill. Adm. Code 160 Emergency Shelter Grants Program (P-9271/88; A-2024)
14 Ill. Adm. Code 520 Enterprise Zone Program (P-4985)
14 Ill. Adm. Code 590 III. Large Business Development Program (P-20714/87; A-58)
14 Ill. Adm. Code 570 III. Small Business Development Program (P-20714/87; A-58)
14 Ill. Adm. Code 620 Labor-Management Program (P-14797/88; A-1758)
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89-116	Business Opportunity Days	4981
89-117	Drinking Water Week	4982
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89-119	Irv Kupcinet Day	5212
89-120	Keep America Beautiful Month	5213
89-121	Lioness Caramel Corn Day	5214
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89-134	Corfu-Tasty Gyros, Inc. Day	5823
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89-138	Queen Isabella Day	5827
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89-141	Job's Daughters Week	5830
89-142	Medical Assistants' Week	5831
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89-144	Special Olympics Week	5833
89-145	Ill. Historical Library Month	5834
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89-147	Welcome Home Chuck Marshall Day	5836
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89-149	Design-Drafting Week	6824
89-150	Bielarusian Independence Day	6835
89-151	Child Abuse Prevention Month	6836
89-152	Earth Week	6837
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89-157	Child Support Awareness Day	6842
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89-168	Nursing: The Heartbeat of Health Care Days In Chicago Day	6854
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89-173	Day of Prayer	6859
89-174	Municipal Clerks Week	6860
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89-179	Teacher Appreciation Week	7171
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89-181	Just Say No Day	7173
89-182	Moscow-Chicago Theatre Exchange Week	7174
89-183	Nursing Home Week	7175
89-184	Enterostomal Therapy Nurses Day	7176
89-185	Nurses' Week	7177
89-186	Bird Appreciation Week	7178
89-187	Stamp Collecting Week	7179
89-188	Stephen A. Forbes Biological Station Day	7180
89-189	Youth Workout Day	7506
89-190	Disabled American Veterans' Days	7507
89-191	Plant a Living Legacy, a Continuing Dedication	7508
89-192	All Presidents Day	7509
89-193	Better Hearing & Speech Month	7510
89-194	Manufactured Housing Week	7511
89-195	Asian American Heritage Month	7512
89-196	City of Hope Day	7513
89-197	Korean War Veteran Day	7822
89-198	Medical Research Days	7823
89-199	Police Memorial Day/National Police Week/National Police Memorial Day	7824
89-200	Exceptional Children's Week	7825
89-201	Foster Parent Month	7826
89-202	Maritime Day	7827
89-203	Mother's Day	7828
89-204	Senior Citizens' Center of Oak Park & River Forest Day	7829
89-205	Adopt-A-Cop Month	7830
89-206	Insurance Agents Week	7831
89-207	Nurses Week at Edward Hines, Jr. VA Hospital	7832
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89-209	Unclaimed Property Week	7834
89-210	Correctional Officer Week	7835
89-211	Productivity & Quality Improvement Month	7836
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89-213	De La Salle Day	7838
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89-215	American G.I. Forum Days	7840
89-216	Carol Fowler Day	7841
89-217	Estate Planning Day	7842
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89-242	A.H. Enriesters, Inc./50th Anniversary	8197
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89-244	Cornelia de Lange Awareness Day	8199
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89-247	John H. Johnson Day	8202
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89-250	Israel Independence Day	8205
89-251	Lions Of Ill. Hearing Screening Day	8206
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89-255	Congratulates Dorothy McConner	8210
89-256	Customer Service Week	8211
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89-259	Ill. Business Week (Revised)	8214
89-260	Odd Fellow-Rebekah Day	8215
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89-262	Pest Control Month	8217
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89-264	U.S. Coast Guard Auxiliary Day	8219
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89-266	Criminal Justice Awareness Day	8221
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89-268	Ill. Marine Corps League Days	8223
89-269	Jeffrey Jackson Day	8224
89-270	U.S. Space Observance Days/Space Exploration Day	8225
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89-279	Athletic Trainer Week	9421
89-280	Bells On Independence Day	9422
89-281	National Basketball Players Association/Little City Foundation Day	9423
89-282	National Black MBA Association Week	9424
89-283	National Black MBA Association Week (Revised)	9425
89-284	Therapeutic Recreation Week	11109
89-285	Captive Nations Week	9626
89-286	Chicago Branch, Inc. Day	9627
89-287	Endangered Species Week	9628
89-288	Mid-America Regulatory Commissioners Days	9629
89-289	Springfield Municipal Opera Day	9630
89-290	Take Pride in America Month	9631
89-291	United States Customs Day	9632
89-292	Congratulates Grant Memorial A.M.E. Church	9633
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89-294	Handball Week	9635
89-295	Metropolitan Water Reclamation District/100th Year Of Founding	9636
89-296	Reverend Thomas E. Burr Appreciation Day	9637
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89-300	Serbian-American Heritage Days	10721
89-301	Southern View Day	10722
89-302	Arlington International Racecourse Weekend	10723
89-303	Conservation Tillage Week	11110
89-304	Mid-American College Health Association Week	11111
89-305	Non-Dependence Day	11112
	Food Science and Technology Week	11113
89-306	Stars of the U.S.S.R. Day	11114
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The Sections Affected Index lists, by Title, each Section of a codified Part on which rulemaking activity has occurred in this volume of the Register and is divided into two parts: the first lists the Sections on which rulemaking activity occurred in the previous issues of this volume year; the second lists the Sections on which rulemaking activity occurred in this issue of the Register. (The headings at the top of each page indicate the two parts: the first part shows the previous issue numbers inclusively and the date of the last published issue; the second lists the current issue number and date.) The columns in both parts indicate the type of rulemaking activity and the action taken along with the page number on which the first page of the notice of rulemaking activity appeared. If a Section on which action is being taken in the current volume (calendar year) of the Register was proposed in a previous volume, the last two digits of the previous volume's year appear immediately after the page number separated by a slash. (e.g. 1 Ill. Adm. Code 100.280 was proposed last year and adopted this year. The action entry reads: (P-8577/86; A-724)). The codes for both columns are listed below. For a complete listing of the Titles of the *Illinois Administrative Code*, please refer to 1 Ill. Adm. Code 100.140 or contact the Administrative Code Division.

TYPE OF RULEMAKING		ACTION CODES	
am = amendment to existing Section		A = Adopted rule	O = ICAR Objection
cc = codification changes		C = Correction	P = Proposed rule
n = new Section		CC = Codification Changes	PF = Prohibited Filing
r = repeal of existing Section		E = Emergency rule	PP = Peremptory rule
rc = reclassified		F = Failure to Remedy	R = Refusal to Modify or Withdraw
# = renumbered		Objections	RC = ICAR Recommendation
		M = Modification	S = Suspended rule
			W = Withdrawal of Proposed rule

TITLE 1		TITLE 2 (CONT'D)	
300.100 n	(P-8511/88; A-8407)	161.202 re	(A-9509)
300.200 n	(P-8511/88; A-8407)	161.203 re	(A-9509)
300.300 n	(P-8511/88; A-8407)	161.204 re	(A-9509)
300.400 n	(P-8511/88; A-8407)	161.205 re	(A-9509)
300.Ap. A n	(P-8511/88; A-8407)	161.301 re	(A-9509)
		161.302 re	(A-9509)
		161.303 re	(A-9509)
		161.304 re	(A-9509)
		161.401 re	(A-9509)
		161.402 re	(A-9509)
		161.403 re	(A-9509)
		161.501 re	(A-9509)
		161.502 re	(A-9509)
		161.503 re	(A-9509)
		161.504 re	(A-9509)
		161.601 re	(A-9509)
		161.602 re	(A-9509)
		161.603 re	(A-9509)
		161.604 re	(A-9509)
		161.Ap. A re	(A-9509)
		700.Ap. D am	(A-5066)
		850.15 n	(A-1510)
		850.20 am	(A-1510)
		850.30 am	(A-1510)
		850.110 am	(A-1510)
		850.120 am	(A-1510)
		850.130 am	(A-1510)
		850.205 n	(A-1510)
		850.210 am	(A-1510)
		850.220 am	(A-1510)
		850.230 am	(A-1510)
		850.240 am	(A-1510)

[illegible]

TITLE II (CONT'D)		TITLE I4 (CONT'D)	
1770.120	r	(P-10331/88; A-7906)	620.50 am (P-14797/88; A-1758)
1770.130	n	(P-10298/88; O-3419; R-8116; A-7908)	620.60 am (P-14797/88; A-1758)
1770.130	n	(P-10331/88; A-7906)	620.70 am (P-14797/88; A-1758)
1770.140	r	(P-10298/88; O-3419; R-8116; A-7908)	620.80 am (P-14797/88; A-1758)
1770.140	r	(P-10331/88; A-7906)	620.90 am (P-14797/88; A-1758)
1770.150	n	(P-10298/88; O-3419; R-8116; A-7908)	630.20 am (P-4987/88; A-4164)
1770.150	n	(P-10331/88; A-7906)	630.40 am (P-4987/88; A-4164)
1770.160	n	(P-10298/88; O-3419; R-8116; A-7908)	
1770.160	r	(P-10331/88; A-7906)	
1770.170	n	(P-10298/88; O-3419; R-8116; A-7908)	
1770.170	r	(P-10331/88; A-7906)	
1770.180	n	(P-10298/88; O-3419; R-8116; A-7908)	
1770.180	r	(P-10331/88; A-7906)	
1770.190	n	(P-10298/88; O-3419; R-8116; A-7908)	
1770.190	r	(P-10331/88; A-7906)	
1770.200	n	(P-10298/88; O-3419; R-8116; A-7908)	
1770.200	r	(P-10331/88; A-7906)	
1770.210	r	(P-10331/88; A-7906)	
1770.220	r	(P-10331/88; A-7906)	
TITLE I4		TITLE I4 (CONT'D)	
176.11	am	(P-17770/88; A-5197)	
177.10	n	(P-20434/88; A-4937)	
177.20	n	(P-20434/88; A-4937)	
177.30	n	(P-20434/88; A-4937)	
177.II.A	n	(P-20434/88; A-4937)	
177.II.B	n	(P-20434/88; A-4937)	
520.700	am	(P-4985)	
520.710	am	(P-4985)	
520.720	am	(P-4985)	
520.730	am	(P-4985)	
520.740	am	(P-4985)	
520.750	am	(P-4985)	
520.760	am	(P-4985)	
520.770	am	(P-4985)	
520.780	am	(P-4985)	
520.790	am	(P-4985)	
520.800	am	(P-4985)	
520.810	am	(P-4985)	
520.820	am	(P-4985)	
520.830	am	(P-4985)	
520.840	am	(P-4985)	
520.850	am	(P-4985)	
520.860	am	(P-4985)	
520.870	am	(P-4985)	
520.880	am	(P-4985)	
520.890	am	(P-4985)	
520.900	am	(P-4985)	
520.910	am	(P-4985)	
520.920	am	(P-4985)	
520.930	am	(P-4985)	
520.940	am	(P-4985)	
520.950	am	(P-4985)	
520.960	am	(P-4985)	
520.970	am	(P-4985)	
520.980	am	(P-4985)	
520.990	am	(P-4985)	
520.1000	am	(P-4985)	
520.1010	am	(P-4985)	
520.1020	am	(P-4985)	
520.1030	am	(P-4985)	
570.30	am	(P-20714/87; A-58)	
590.10	am	(P-15249/88; A-2028)	
590.80	am	(P-15249/88; A-2028)	
590.81	n	(P-15249/88; A-2028)	
590.90	n	(P-15249/88; A-2028)	
590.91	n	(P-15249/88; A-2028)	
590.92	n	(P-15249/88; A-2028)	
590.93	n	(P-15249/88; A-2028)	
620.10	am	(P-14797/88; A-1758)	
620.30	am	(P-14797/88; A-1758)	
620.40	am	(P-14797/88; A-1758)	

TITLE 17 (CONT'D)		TITLE 17 (CONT'D)		TITLE 23 (CONT'D)		TITLE 23 (CONT'D)	
650.40	am (P-4442)	1070.10	n (P-8741)	110.110	am (P-12625/88; A-7610)	451.50	n (P-9133)
650.50	am (P-4442)	1070.20	n (P-8741)	110.110	am (P-12625/88; A-7610)	451.60	n (P-9133)
650.60	am (P-4442)	1070.30	n (P-8741)	110.110	am (P-12625/88; A-7610)	451.70	n (P-9133)
670.20	am (P-5052)	1070.40	n (P-8741)	110.110	am (P-12625/88; A-7610)	451.80	n (P-9133)
670.30	am (P-5052)	1070.50	n (P-8741)	110.110	am (P-12625/88; A-7610)	451.90	n (P-9133)
670.40	am (P-5052)	1070.60	n (P-8741)	120.10	am (P-19266/88; A-7731)	451.100	n (P-9133)
670.50	am (P-5052)	1070.70	n (P-8741)	120.60	am (P-19266/88; A-7731)	451.110	n (P-9082)
670.55	am (P-5052)	1070.80	n (P-8741)	120.110	am (P-19266/88; A-7731)	451.110	n (P-9133)
670.60	am (P-5052)	1560.10	n (P-2626; A-10577)	120.130	n (P-19266/88; O-3416; R-7815; A-7731)	451.120	r (P-9082)
690.30	am (P-2641; A-10606)	1560.20	n (P-2626; A-10577)	120.200	am (P-19266/88; A-7731)	451.120	n (P-9133)
710.10	am (P-20993/88; A-5090)	1560.30	n (P-2626; A-10577)	120.210	am (P-19266/88; A-7731)	451.130	r (P-9082)
710.20	am (P-20993/88; A-5090; O-5796)	1560.40	n (P-2626; A-10577)	120.235	n (P-19266/88; A-7731)	451.140	r (P-9082)
710.50	am (P-20993/88; A-5090)	1560.50	n (P-2626; A-10577)	210.10	am (P-8766)	451.150	r (P-9082)
715.10	n (P-7854)	1560.60	n (P-2626; A-10577)	210.10	am (P-8766)	451.155	r (P-9082)
715.20	n (P-7854)	1560.70	n (P-2626; A-10577)	210.100	am (P-8766)	451.160	r (P-9082)
715.30	n (P-7854)	1560.80	n (P-2626; A-10577)	210.110	am (P-8766)	451.165	r (P-9082)
715.40	n (P-7854)	1560.90	n (P-2626; A-10577)	210.120	am (P-8766)	451.170	r (P-9082)
720.10	am (P-4435)	1590.110	am (P-2622; A-10567)	210.130	am (P-8766)	451.175	r (P-9082)
720.20	am (P-4435)	1590.120	am (P-2622; A-10567)	210.140	am (P-8766)	451.180	r (P-9082)
720.40	am (P-4435)	2030.20	am (P-4417)	210.150	am (P-8766)	451.185	r (P-9082)
730.20	am (P-2609; A-10513)	2030.30	am (P-4417)	210.210	am (P-8766)	451.190	r (P-9082)
730.30	am (P-2609; A-10513)	2030.40	am (P-4417)	210.220	am (P-8766)	451.195	r (P-9082)
740.10	am (P-4458)	2030.50	am (P-4417)	227.10	am (P-4097)	451.200	n (P-9133)
740.20	am (P-4458)	2030.60	n (E-2878; P-4417)	227.12	n (P-4097)	451.210	r (P-9082)
810.30	am (P-1690; A-8419)	TITLE 20		227.14	n (P-4097)	451.210	n (P-9133)
810.40	am (P-1690; A-8419)	107.170	r (P-979; A-6992)	227.16	n (P-4097)	451.220	r (P-9082)
810.70	am (P-1690; A-8419)	501.130	n (P-7181)	227.18	n (P-4097)	451.220	n (P-9133)
870.10	r (P-3264; A-10575)	502.40	am (P-3528)	227.30	am (P-4097)	451.230	r (P-9082)
870.15	r (P-3264; A-10575)	1240.40	am (P-2127/88; A-8961)	230.10	am (P-1274/88; A-1535)	451.235	n (P-9133)
870.20	r (P-3264; A-10575)	1295.10	n (P-17064/88; A-1856)	230.30	am (P-1274/88; A-1535)	451.240	r (P-9082)
870.20	n (P-3213; A-10503)	1295.60	n (P-17064/88; A-1856)	230.60	am (P-1274/88; A-1535)	451.240	n (P-9133)
870.30	n (P-3213; A-10503)	1295.70	n (P-17064/88; A-1856)	254.310	am (A-8459)	451.250	r (P-9082)
870.30	r (P-3264; A-10575)	1295.80	n (P-17064/88; A-1856)	254.340	am (P-8777/88; A-8459)	451.250	n (P-9133)
870.40	n (P-3213; A-10503)	1295.90	n (P-17064/88; A-1856)	254.370	am (P-8777/88; A-8459)	451.260	r (P-9082)
870.50	n (P-3213; A-10503)	1295.60	n (P-17064/88; A-1856)	254.390	am (P-8777/88; A-8459)	451.260	n (P-9133)
870.60	n (P-3213; A-10503)	1295.70	n (P-17064/88; A-1856)	254.610	am (P-8777/88; A-8459)	451.270	r (P-9082)
870.70	n (P-3213; A-10503)	1295.80	n (P-17064/88; A-1856)	254.620	r (P-8777/88; A-8459)	451.270	n (P-9133)
930.45	am (P-3262; A-10572)	1520.10	am (P-1317; A-5926) (E-1605)	254.2130	am (P-8777/88; A-8459)	451.280	n (P-9133)
960.10	n (P-7515)	1520.46	n (P-1317; A-5926) (E-1605)	254.2230	am (P-8777/88; A-8459)	451.290	n (P-9133)
960.20	n (P-7515)	1520.50	am (P-1317; A-5926) (E-1605)	254.2235	n (P-8777/88; A-8459)	451.300	n (P-9133)
960.30	n (P-7515)	1610.70	am (P-4774/88; A-3063)	254.2245	n (P-8777/88; A-8459)	451.310	r (P-9082)
960.40	n (P-7515)	1720.70	n (P-9641)	254.2255	n (P-8777/88; A-8459)	451.320	r (P-9082)
960.50	n (P-7515)	TITLE 21		254.2310	am (P-8777/88; A-8459)	451.330	r (P-9082)
970.10	n (P-7518)	25.90	am (P-8756)	254.2320	am (P-8777/88; A-8459)	451.340	r (P-9082)
970.20	n (P-7518)	110.10	am (P-12625/88; A-7610)	254.2330	am (P-8777/88; A-8459)	451.350	r (P-9082)
970.30	n (P-7518)	110.20	am (P-12625/88; A-7610)	254.2340	am (P-8777/88; A-8459)	451.360	r (P-9082)
970.50	n (P-7518)	110.25	am (P-12625/88; A-7610)	254.2350	am (P-8777/88; A-8459)	451.370	r (P-9082)
970.60	n (P-7518)	110.30	am (P-12625/88; A-7610)	275.90	am (P-12745/88; A-1532)	451.380	r (P-9082)
1010.25	am (P-20325/88; A-4179)	110.40	am (P-12625/88; A-7610)	451.10	r (P-9082)	451.390	r (P-9082)
1010.30	am (P-20325/88; A-4179)	110.50	am (P-12625/88; A-7610)	451.10	n (P-9133)	451.400	n (P-9133)
1050.20	am (P-20335/88; A-3755)	110.60	am (P-12625/88; A-7610)	451.20	n (P-9082)	451.410	n (P-9133)
1050.25	am (P-20335/88; A-3755)	110.70	am (P-12625/88; A-7610)	451.20	r (P-9133)	451.410	n (P-9082)
1050.30	am (P-20335/88; A-3755)	110.80	am (P-12625/88; A-7610)	451.30	r (P-9082)	451.420	r (P-9082)
1050.40	am (P-20335/88; A-3755)	110.90	am (P-12625/88; A-7610)	451.30	n (P-9133)	451.420	n (P-9133)
				451.40	n (P-9133)	451.430	r (P-9082)

TITLE 23 (CONT'D)

451.430	n	(P-9133)
451.440	r	(P-9082)
451.450	r	(P-9082)
451.460	r	(P-9082)
451.470	r	(P-9082)
451.480	r	(P-9082)
451.490	r	(P-9082)
451.500	n	(P-9133)
451.510	n	(P-9133)
451.520	n	(P-9133)
451.530	n	(P-9133)
451.540	n	(P-9133)
451.550	n	(P-9133)
451.555	n	(P-9133)
451.560	n	(P-9133)
451.570	n	(P-9133)
451.580	n	(P-9133)
451.590	n	(P-9133)
451.595	n	(P-9082)
451.600	an	(P-1730)
451.610	an	(P-1730)
451.620	n	(P-1730)
451.630	an	(P-4087)
451.640	an	(P-4087)
451.650	an	(P-3517)
451.660	an	(P-3517)
451.670	an	(P-3517)
451.680	an	(P-163138)
451.690	an	(P-4394)
451.700	an	(P-181108)
451.710	an	(P-181148)
451.720	an	(P-181148)
451.730	an	(P-181148)
451.740	an	(P-181148)
451.750	an	(P-181148)
451.760	an	(P-181148)
451.770	an	(P-181148)
451.780	an	(P-181148)
451.790	an	(P-181148)
451.800	an	(P-181148)
451.810	an	(P-181148)
451.820	an	(P-181148)
451.830	an	(P-181148)
451.840	an	(P-181148)
451.850	an	(P-181148)
451.860	an	(P-181148)
451.870	an	(P-181148)
451.880	an	(P-181148)
451.890	an	(P-181148)
451.900	an	(P-181148)
451.910	an	(P-181148)
451.920	an	(P-181148)
451.930	an	(P-181148)
451.940	an	(P-181148)
451.950	an	(P-181148)
451.960	an	(P-181148)
451.970	an	(P-181148)
451.980	an	(P-181148)
451.990	an	(P-181148)
452.000	an	(P-181148)
452.010	an	(P-181148)
452.020	an	(P-181148)
452.030	an	(P-181148)
452.040	an	(P-181148)
452.050	an	(P-181148)
452.060	an	(P-181148)
452.070	an	(P-181148)
452.080	an	(P-181148)
452.090	an	(P-181148)
452.100	an	(P-181148)
452.110	an	(P-181148)
452.120	an	(P-181148)
452.130	an	(P-181148)
452.140	an	(P-181148)
452.150	an	(P-181148)
452.160	an	(P-181148)
452.170	an	(P-181148)
452.180	an	(P-181148)
452.190	an	(P-181148)
452.200	an	(P-181148)
452.210	an	(P-181148)
452.220	an	(P-181148)
452.230	an	(P-181148)
452.240	an	(P-181148)
452.250	an	(P-181148)
452.260	an	(P-181148)
452.270	an	(P-181148)
452.280	an	(P-181148)
452.290	an	(P-181148)
452.300	an	(P-181148)
452.310	an	(P-181148)
452.320	an	(P-181148)
452.330	an	(P-181148)
452.340	an	(P-181148)
452.350	an	(P-181148)
452.360	an	(P-181148)
452.370	an	(P-181148)
452.380	an	(P-181148)
452.390	an	(P-181148)
452.400	an	(P-181148)
452.410	an	(P-181148)
452.420	an	(P-181148)
452.430	an	(P-181148)
452.440	an	(P-181148)
452.450	an	(P-181148)
452.460	an	(P-181148)
452.470	an	(P-181148)
452.480	an	(P-181148)
452.490	an	(P-181148)
452.500	an	(P-181148)
452.510	an	(P-181148)
452.520	an	(P-181148)
452.530	an	(P-181148)
452.540	an	(P-181148)
452.550	an	(P-181148)
452.560	an	(P-181148)
452.570	an	(P-181148)
452.580	an	(P-181148)
452.590	an	(P-181148)
452.600	an	(P-181148)
452.610	an	(P-181148)
452.620	an	(P-181148)
452.630	an	(P-181148)
452.640	an	(P-181148)
452.650	an	(P-181148)
452.660	an	(P-181148)
452.670	an	(P-181148)
452.680	an	(P-181148)
452.690	an	(P-181148)
452.700	an	(P-181148)
452.710	an	(P-181148)
452.720	an	(P-181148)
452.730	an	(P-181148)
452.740	an	(P-181148)
452.750	an	(P-181148)
452.760	an	(P-181148)
452.770	an	(P-181148)
452.780	an	(P-181148)
452.790	an	(P-181148)
452.800	an	(P-181148)
452.810	an	(P-181148)
452.820	an	(P-181148)
452.830	an	(P-181148)
452.840	an	(P-181148)
452.850	an	(P-181148)
452.860	an	(P-181148)
452.870	an	(P-181148)
452.880	an	(P-181148)
452.890	an	(P-181148)
452.900	an	(P-181148)
452.910	an	(P-181148)
452.920	an	(P-181148)
452.930	an	(P-181148)
452.940	an	(P-181148)
452.950	an	(P-181148)
452.960	an	(P-181148)
452.970	an	(P-181148)
452.980	an	(P-181148)
452.990	an	(P-181148)
453.000	an	(P-181148)
453.010	an	(P-181148)
453.020	an	(P-181148)
453.030	an	(P-181148)
453.040	an	(P-181148)
453.050	an	(P-181148)
453.060	an	(P-181148)
453.070	an	(P-181148)
453.080	an	(P-181148)
453.090	an	(P-181148)
453.100	an	(P-181148)
453.110	an	(P-181148)
453.120	an	(P-181148)
453.130	an	(P-181148)
453.140	an	(P-181148)
453.150	an	(P-181148)
453.160	an	(P-181148)
453.170	an	(P-181148)
453.180	an	(P-181148)
453.190	an	(P-181148)
453.200	an	(P-181148)
453.210	an	(P-181148)
453.220	an	(P-181148)
453.230	an	(P-181148)
453.240	an	(P-181148)
453.250	an	(P-181148)
453.260	an	(P-181148)
453.270	an	(P-181148)
453.280	an	(P-181148)
453.290	an	(P-181148)
453.300	an	(P-181148)
453.310	an	(P-181148)
453.320	an	(P-181148)
453.330	an	(P-181148)
453.340	an	(P-181148)
453.350	an	(P-181148)
453.360	an	(P-181148)
453.370	an	(P-181148)
453.380	an	(P-181148)
453.390	an	(P-181148)
453.400	an	(P-181148)
453.410	an	(P-181148)
453.420	an	(P-181148)
453.430	an	(P-181148)
453.440	an	(P-181148)
453.450	an	(P-181148)
453.460	an	(P-181148)
453.470	an	(P-181148)
453.480	an	(P-181148)
453.490	an	(P-181148)
453.500	an	(P-181148)
453.510	an	(P-181148)
453.520	an	(P-181148)
453.530	an	(P-181148)
453.540	an	(P-181148)
453.550	an	(P-181148)
453.560	an	(P-181148)
453.570	an	(P-181148)
453.580	an	(P-181148)
453.590	an	(P-181148)
453.600	an	(P-181148)
453.610	an	(P-181148)
453.620	an	(P-181148)
453.630	an	(P-181148)
453.640	an	(P-181148)
453.650	an	(P-181148)
453.660	an	(P-181148)
453.670	an	(P-181148)
453.680	an	(P-181148)
453.690	an	(P-181148)
453.700	an	(P-181148)
453.710	an	(P-181148)
453.720	an	(P-181148)
453.730	an	(P-181148)
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453.750	an	(P-181148)
453.760	an	(P-181148)
453.770	an	(P-181148)
453.780	an	(P-181148)
453.790	an	(P-181148)
453.800	an	(P-181148)
453.810	an	(P-181148)
453.820	an	(P-181148)
453.830	an	(P-181148)
453.840	an	(P-181148)
453.850	an	(P-181148)
453.860	an	(P-181148)
453.870	an	(P-181148)
453.880	an	(P-181148)
453.890	an	(P-181148)
453.900	an	(P-181148)
453.910	an	(P-181148)
453.920	an	(P-181148)
453.930	an	(P-181148)
453.940	an	(P-181148)
453.950	an	(P-181148)
453.960	an	(P-181148)
453.970	an	(P-181148)
453.980	an	(P-181148)
453.990	an	(P-181148)
454.000	an	(P-181148)
454.010	an	(P-181148)
454.020	an	(P-181148)
454.030	an	(P-181148)
454.040	an	(P-181148)
454.050	an	(P-181148)
454.060	an	(P-181148)
454.070	an	(P-181148)
454.080	an	(P-181148)
454.090	an	(P-181148)
454.100	an	(P-181148)
454.110	an	(P-181148)
454.120	an	(P-181148)
454.130	an	(P-181148)
454.140	an	(P-181148)
454.150	an	(P-181148)
454.160	an	(P-181148)
454.170	an	(P-181148)
454.180	an	(P-181148)
454.190	an	(P-181148)
454.200	an	(P-181148)
454.210	an	(P-181148)
454.220	an	(P-181148)
454.230	an	(P-181148)
454.240	an	(P-181148)
454.250	an	(P-181148)
454.260	an	(P-181148)
454.270	an	(P-181148)
454.280	an	(P-181148)
454.290	an	(P-181148)
454.300	an	(P-181148)
454.310	an	(P-181148)
454.320	an	(P-181148)
454.330	an	(P-181148)
454.340	an	(P-181148)
454.350	an	(P-181148)
454.360	an	(P-181148)
454.370	an	(P-181148)
454.380	an	(P-181148)
454.390	an	(P-181148)
454.400	an	(P-181148)
454.410	an	(P-181148)
454.420	an	(P-181148)
454.430	an	(P-181148)
454.440	an	(P-181148)
454.450	an	(P-181148)
454.460	an	(P-181148)
454.470	an	(P-181148)
454.480	an	(P-181148)
454.490	an	(P-181148)
454.500	an	(P-181148)
454.510	an	(P-181148)
454.520	an	(P-181148)
454.530	an	(P-181148)
454.540	an	(P-181148)
454.550	an	(P-181148)
454.560	an	(P-181148)
454.570	an	(P-181148)
454.580	an	(P-181148)
454.590	an	(P-181148)
454.600	an	(P-181148)
454.610	an	(P-181148)
454.620	an	(P-181148)
454.630	an	(P-181148)
454.640	an	(P-181148)
454.650	an	(P-181148)
454.660	an	(P-181148)
454.670	an	(P-181148)
454.680	an	(P-181148)
454.690	an	(P-181148)
454.700	an	(P-181148)
454.710	an	(P-181148)
454.720	an	(P-181148)
454.730	an	(P-181148)
454.740	an	(P-181148)
454.750	an	(P-181148)
454.760	an	(P-181148)
454.770	an	(P-181148)
454.780	an	(P-181148)
454.790	an	(P-181148)
454.800	an	(P-181148)
454.810	an	(P-181148)
454.820	an	(P-181148)
454.830	an	(P-181148)
454.840	an	(P-181148)
454.850	an	(P-181148)
454.860	an	(P-181148)
454.870	an	(P-181148)
454.880	an	(P-181148)
454.890	an	(P-181148)
454.900	an	(P-181148)
454.910	an	(P-181148)
454.920	an	(P-181148)
454.930	an	(P-181148)
454.940	an	(P-181148)
454.950	an	(P-181148)
454.960	an	(P-181148)

TITLE 23 (CONT'D)

3300.50	n	(P-14809)
		(A-4672)
3300.60	n	(P-14809)
		(A-4672)
3300.70	n	(P-14809)
		(A-4672)
3300.80	n	(P-14809)
		(A-4672)
TITLE 26		
201.50	n	(P-5322)
202.60	n	(P-5339)
207.70	am	(P-5327)
207.80	am	(P-5327)
207.90	am	(P-5327)
207.110	n	(P-5327)
207.4p	B	(P-5327)
208.20	n	(P-5317)
TITLE 29		
430.10	r	(P-17585)
430.10	n	(P-17575)
430.15	n	(P-17575)
430.20	n	(P-17585)
430.20	n	(P-17575)
430.30	r	(P-17585)
430.30	n	(P-17575)
430.40	n	(P-17585)
430.40	n	(P-17575)
430.50	n	(P-17585)
430.50	n	(P-17575)
430.60	r	(P-17585)
430.60	n	(P-17575)
430.70	n	(P-17585)
430.70	n	(P-17575)
430.70	n	(P-17575)
430.80	n	(P-17575)
TITLE 32		
332.10	n	(P-5874)
332.20	n	(P-5874)
332.30	n	(P-5874)
332.40	n	(P-5874)
332.50	n	(P-5874)
332.60	n	(P-5874)
332.70	n	(P-5874)
332.80	n	(P-5874)
332.90	n	(P-5874)
332.100	n	(P-5874)
332.110	n	(P-5874)
332.120	n	(P-5874)
332.130	n	(P-5874)
332.140	n	(P-5874)
332.150	n	(P-5874)
332.160	n	(P-5874)
332.170	n	(P-5874)
332.180	n	(P-5874)

TITLE 32

332.190	n	332.200	n	332.210	n	332.220	n	332.230	n	332.240	n	332.250	n	332.260	n	332.270	n	332.280	n	332.290	n	360.10	am	360.20	am	360.30	am	360.40	am	360.50	am	360.60	am	360.70	am	360.80	am	360.90	am	360.100	am	360.110	am	360.120	am	360.130	am	360.140	am	360.150	am	360.160	am	360.170	am	360.180	am	360.190	am	360.200	am	360.210	am	360.220	am	360.230	am	360.240	am	360.250	am	360.260	am	360.270	am	360.280	am	360.290	am	360.300	am	360.310	am	360.320	am	360.330	am	360.340	am	360.350	am	360.360	am	360.370	am	360.380	am	360.390	am	360.400	am	360.410	am	360.420	am	360.430	am	360.440	am	360.450	am	360.460	am	360.470	am	360.480	am	360.490	am	360.500	am	360.510	am	360.520	am	360.530	am	360.540	am	360.550	am	360.560	am	360.570	am	360.580	am	360.590	am	360.600	am	360.610	am	360.620	am	360.630	am	360.640	am	360.650	am	360.660	am	360.670	am	360.680	am	360.690	am	360.700	am	360.710	am	360.720	am	360.730	am	360.740	am	360.750	am	360.760	am	360.770	am	360.780	am	360.790	am	360.800	am	360.810	am	360.820	am	360.830	am	360.840	am	360.850	am	360.860	am	360.870	am	360.880	am	360.890	am	360.900	am	360.910	am	360.920	am	360.930	am	360.940	am	360.950	am	360.960	am	360.970	am	360.980	am	360.990	am	360.1000	am	360.1010	am	360.1020	am	360.1030	am	360.1040	am	360.1050	am	360.1060	am	360.1070	am	360.1080	am	360.1090	am	360.1100	am	360.1110	am	360.1120	am	360.1130	am	360.1140	am	360.1150	am	360.1160	am	360.1170	am	360.1180	am	360.1190	am	360.1200	am	360.1210	am	360.1220	am	360.1230	am	360.1240	am	360.1250	am	360.1260	am	360.1270	am	360.1280	am	360.1290	am	360.1300	am	360.1310	am	360.1320	am	360.1330	am	360.1340	am	360.1350	am	360.1360	am	360.1370	am	360.1380	am	360.1390	am	360.1400	am	360.1410	am	360.1420	am	360.1430	am	360.1440	am	360.1450	am	360.1460	am	360.1470	am	360.1480	am	360.1490	am	360.1500	am	360.1510	am	360.1520	am	360.1530	am	360.1540	am	360.1550	am	360.1560	am	360.1570	am	360.1580	am	360.1590	am	360.1600	am	360.1610	am	360.1620	am	360.1630	am	360.1640	am	360.1650	am	360.1660	am	360.1670	am	360.1680	am	360.1690	am	360.1700	am	360.1710	am	360.1720	am	360.1730	am	360.1740	am	360.1750	am	360.1760	am	360.1770	am	360.1780	am	360.1790	am	360.1800	am	360.1810	am	360.1820	am	360.1830	am	360.1840	am	360.1850	am	360.1860	am	360.1870	am	360.1880	am	360.1890	am	360.1900	am	360.1910	am	360.1920	am	360.1930	am	360.1940	am	360.1950	am	360.1960	am	360.1970	am	360.1980	am	360.1990	am	360.2000	am	360.2010	am	360.2020	am	360.2030	am	360.2040	am	360.2050	am	360.2060	am	360.2070	am	360.2080	am	360.2090	am	360.2100	am	360.2110	am	360.2120	am	360.2130	am	360.2140	am	360.2150	am	360.2160	am	360.2170	am	360.2180	am	360.2190	am	360.2200	am	360.2210	am	360.2220	am	360.2230	am	360.2240	am	360.2250	am	360.2260	am	360.2270	am	360.2280	am	360.2290	am	360.2300	am	360.2310	am	360.2320	am	360.2330	am	360.2340	am	360.2350	am	360.2360	am	360.2370	am	360.2380	am	360.2390	am	360.2400	am	360.2410	am	360.2420	am	360.2430	am	360.2440	am	360.2450	am	360.2460	am	360.2470	am	360.2480	am	360.2490	am	360.2500	am	360.2510	am	360.2520	am	360.2530	am	360.2540	am	360.2550	am	360.2560	am	360.2570	am	360.2580	am	360.2590	am	360.2600	am	360.2610	am	360.2620	am	360.2630	am	360.2640	am	360.2650	am	360.2660	am	360.2670	am	360.2680	am	360.2690	am	360.2700	am	360.2710	am	360.2720	am	360.2730	am	360.2740	am	360.2750	am	360.2760	am	360.2770	am	360.2780	am	360.2790	am	360.2800	am	360.2810	am	360.2820	am	360.2830	am	360.2840	am	360.2850	am	360.2860	am	360.2870	am	360.2880	am	360.2890	am	360.2900	am	360.2910	am	360.2920	am	360.2930	am	360.2940	am	360.2950	am	360.2960	am	360.2970	am	360.2980	am	360.2990	am	360.3000	am	360.3010	am	360.3020	am	360.3030	am	360.3040	am	360.3050	am	360.3060	am	360.3070	am	360.3080	am	360.3090	am	360.3100	am	360.3110	am	360.3120	am	360.3130	am	360.3140	am	360.3150	am	360.3160	am	360.3170	am	360.3180	am	360.3190	am	360.3200	am	360.3210	am	360.3220	am	360.3230	am	360.3240	am	360.3250	am	360.3260	am	360.3270	am	360.3280	am	360.3290	am	360.3300	am	360.3310	am	360.3320	am	360.3330	am	360.3340	am	360.3350	am	360.3360	am	360.3370	am	360.3380	am	360.3390	am	360.3400	am	360.3410	am	360.3420	am	360.3430	am	360.3440	am	360.3450	am	360.3460	am	360.3470	am	360.3480	am	360.3490	am	360.3500	am	360.3510	am	360.3520	am	360.3530	am	360.3540	am	360.3550	am	360.3560	am	360.3570	am	360.3580	am	360.3590	am	360.3600	am	360.3610	am	360.3620	am	360.3630	am	360.3640	am	360.3650	am	360.3660	am	360.3670	am	360.3680	am	360.3690	am	360.3700	am	360.3710	am	360.3720	am	360.3730	am	360.3740	am	360.3750	am	360.3760	am	360.3770	am	360.3780	am	360.3790	am	360.3800	am	360.3810	am	360.3820	am	360.3830	am	360.3840	am	360.3850	am	360.3860	am	360.3870	am	360.3880	am	360.3890	am	360.3900	am	360.3910	am	360.3920	am	360.3930	am	360.3940	am	360.3950	am	360.3960	am	360.3970	am	360.3980	am	360.3990	am	360.4000	am	360.4010	am	360.4020	am	360.4030	am	360.4040	am	360.4050	am	360.4060	am	360.4070	am	360.4080	am	360.4090	am	360.4100	am	360.4110	am	360.4120	am	360.4130	am	360.4140	am	360.4150	am	360.4160	am	360.4170	am	360.4180	am	360.4190	am	360.4200	am	360.4210	am	360.4220	am	360.4230	am	360.4240	am	360.4250	am	360.4260	am	360.4270	am	360.4280	am	360.4290	am	360.4300	am	360.4310	am	360.4320	am	360.4330	am	360.4340	am	360.4350	am	360.4360	am	360.4370	am	360.4380	am	360.4390	am	360.4400	am	360.4410	am	360.4420	am	360.4430	am	360.4440	am	360.4450	am	360.4460	am	360.4470	am	360.4480	am	360.4490	am	360.4500	am	360.4510	am	360.4520	am	360.4530	am	360.4540	am	360.4550	am	360.4560	am	360.4570	am	360.4580	am	360.4590	am	360.4600	am	360.4610	am	360.4620	am	360.4630	am	360.4640	am	360.4650	am	360.4660	am	360.4670	am	360.4680	am	360.4690	am	360.4700	am	360.4710	am	360.4720	am	360.4730	am	360.4740	am	360.4750	am	360.4760	am	360.4770	am	360.4780	am	360.4790	am	360.4800	am	360.4810	am	360.4820	am	360.4830	am	360.4840	am	360.4850	am	360.4860	am	360.4870	am	360.4880	am	360.4890	am	360.4900	am	360.4910	am	360.4920	am	360.4930	am	360.4940	am	360.4950	am	360.4960	am	360.4970	am	360.4980	am	360.4990	am	360.5000	am	360.5010	am	360.5020	am	360.5030	am	360.5040	am	360.5050	am	360.5060	am	360.5070	am	360.5080	am	360.5090	am	360.5100	am	360.5110	am	360.5120	am	360.5130	am	360.5140	am	360.5150	am	360.5160	am	360.5170	am	360.5180	am	360.5190	am	360.5200	am	360.5210	am	360.5220	am	360.5230	am	360.5240	am	360.5250	am	360.5260	am	360.5270	am	360.5280	am	360.5290	am	360.5300	am	360.5310	am	360.5320	am	360.5330	am	360.5340	am	360.5350	am	360.5360	am	360.5370	am	360.5380	am	360.5390	am	360.5400	am	360.5410	am	360.5420	am	360.5430	am	360.5440	am	360.5450	am	360.5460	am	360.5470	am	360.5480	am	360.5490	am	360.5500	am	360.5510	am	360.5520	am	360.5530	am	360.5540	am	360.5550	am	360.5560	am	360.5570	am	360.5580	am	360.5590	am	360.5600	am	360.5610	am	360.5620	am	360.5630	am	360.5640	am	360.5650	am	360.5660	am	360.5670	am	360.5680	am	360.5690	am	360.5700	am	360.5710	am	360.5720	am	360.5730	am	360.5740	am	360.5750	am	360.5760	am	360.5770	am	360.5780	am	360.5790	am	360.5800	am	360.5810	am	360.5820	am	360.5830	am	360.5840	am	360.5850	am	360.5860	am	360.5870	am	360.5880	am	360.5890	am	360.5900	am	360.5910	am	360.5920	am	360.5930	am	360.5940	am	360.5950	am	360.5960	am	360.5970	am	360.5980	am	360.5990	am	360.6000	am	360.6010	am	360.6020	am	360.6030	am	360.6040	am	360.6050	am	360.6060	am	360.6070	am	360.6080	am	360.6090	am	360.6100	am	360.6110	am	360.6120	am	360.6130	am	360.6140	am	360.6150	am	360.6160	am	360.6170	am	360.6180	am	360.6190	am	360.6200	am	360.6210	am	360.6220	am	360.6230	am	360.6240	am	360.6250	am	360.6260	am	360.6270	am	360.6280	am	360.6290	am	360.6300	am	360.6310	am	360.6320	am	360.6330	am	360.6340	am	360.6350	am	360.6360	am	360.6370	am	360.6380	am	360.6390	am	360.6400	am	360.6410	am	360.6420	am	360.6430	am	360.6440	am	360.6450	am	360.6460	am	360.6470	am	360.64
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TABLE 35 (continued)

201.402	n	(C)
201.403	n	(C)
201.404	n	(C)
201.405	n	(C)
201.405	am	(C)
201.406	n	(C)
201.407	n	(C)
201.408	n	(C)
211.101	am	(C)
211.102	am	(C)
230.110	r	(C)
230.140	r	(C)
230.141	r	(C)
230.142	r	(C)
230.150	r	(C)
230.160	r	(C)
230.170	r	(C)
230.180	r	(C)
230.190	r	(C)
230.200	r	(C)
230.210	r	(C)
230.211	r	(C)
230.212	r	(C)
230.220	r	(C)
230.230	r	(C)
230.230	r	(C)
230.240	r	(C)
230.241	r	(C)
230.250	r	(C)
230.260	r	(C)
230.270	r	(C)
230.280	r	(C)
230.290	r	(C)
230.300	r	(C)
230.310	r	(C)
230.320	r	(C)
230.330	r	(C)
230.340	r	(C)
230.350	r	(C)
230.360	r	(C)
230.370	r	(C)
230.371	r	(C)
230.380	r	(C)
230.390	r	(C)
230.400	r	(C)
230.410	r	(C)
230.430	r	(C)
230.440	r	(C)
230.470	r	(C)
230.480	r	(C)

TITLE 35 (CONT'D)		TITLE 35 (CONT'D)	
230.490	r (P-9223)	251.301	am (E-955) (P-19825/88; A-8867)
230.500	r (P-9223)	260.101	r (P-1636/88; A-9503)
230.510	r (P-9223)	260.102	r (P-1636/88; A-9503)
230.520	r (P-9223)	260.201	r (P-1636/88; A-9503)
230.530	r (P-9223)	260.202	r (P-1636/88; A-9503)
230.540	r (P-9223)	260.203	r (P-1636/88; A-9503)
230.550	r (P-9223)	260.204	r (P-1636/88; A-9503)
230.560	r (P-9223)	260.205	r (P-1636/88; A-9503)
230.570	r (P-9223)	260.206	r (P-1636/88; A-9503)
230.580	r (P-9223)	263.101	r (P-1632/88; A-9515)
230.590	r (P-9223)	263.102	r (P-1632/88; A-9515)
230.600	r (P-9223)	263.103	r (P-1632/88; A-9515)
230.680	r (P-9223)	263.201	r (P-1632/88; A-9515)
230.690	r (P-9223)	263.202	r (P-1632/88; A-9515)
230.700	r (P-9223)	263.301	r (P-1632/88; A-9515)
230.720	r (P-9223)	263.302	r (P-1632/88; A-9515)
230.730	r (P-9223)	263.303	r (P-1632/88; A-9515)
230.740	r (P-9223)	263.304	r (P-1632/88; A-9515)
230.770	r (P-9223)	263.305	r (P-1632/88; A-9515)
230.780	r (P-9223)	263.306	r (P-1632/88; A-9515)
230.780	r (P-9223)	263.307	r (P-1632/88; A-9515)
230.780	r (P-9223)	263.308	r (P-1632/88; A-9515)
230.780	r (P-9223)	263.309	r (P-1632/88; A-9515)
230.780	r (P-9223)	263.401	r (P-1632/88; A-9515)
230.780	r (P-9223)	263.402	r (P-1632/88; A-9515)
230.780	r (P-9223)	263.501	r (P-1632/88; A-9515)
230.780	r (P-9223)	277.101	r (P-1634/88; A-9513)
230.780	r (P-9223)	277.102	r (P-1634/88; A-9513)
230.780	r (P-9223)	277.103	r (P-1634/88; A-9513)
230.780	r (P-9223)	277.201	r (P-1634/88; A-9513)
230.780	r (P-9223)	277.202	r (P-1634/88; A-9513)
230.780	r (P-9223)	277.301	r (P-1634/88; A-9513)
230.780	r (P-9223)	277.302	r (P-1634/88; A-9513)
230.780	r (P-9223)	277.401	r (P-1634/88; A-9513)
230.780	r (P-9223)	277.402	r (P-1634/88; A-9513)
230.780	r (P-9223)	283.101	r (P-1635/88; A-9501)
230.780	r (P-9223)	283.102	r (P-1635/88; A-9501)
230.780	r (P-9223)	283.103	r (P-1635/88; A-9501)
230.780	r (P-9223)	283.201	r (P-1635/88; A-9501)
230.780	r (P-9223)	283.202	r (P-1635/88; A-9501)
230.780	r (P-9223)	283.301	r (P-1635/88; A-9501)
230.780	r (P-9223)	283.302	r (P-1635/88; A-9501)
230.780	r (P-9223)	283.303	r (P-1635/88; A-9501)
230.780	r (P-9223)	283.401	r (P-1635/88; A-9501)
230.780	r (P-9223)	283.402	r (P-1635/88; A-9501)
230.780	r (P-9223)	283.403	r (P-1635/88; A-9501)
230.780	r (P-9223)	283.404	r (P-1635/88; A-9501)
230.780	r (P-9223)	283.405	r (P-1635/88; A-9501)
230.780	r (P-9223)	283.501	r (P-1635/88; A-9501)
230.780	r (P-9223)	283.502	r (P-1635/88; A-9501)
230.780	r (P-9223)	283.503	r (P-1635/88; A-9501)
230.780	r (P-9223)	283.504	r (P-1635/88; A-9501)
230.780	r (P-9223)	283.505	r (P-1635/88; A-9501)
230.780	r (P-9223)	283.506	r (P-1635/88; A-9501)
230.780	r (P-9223)	283.601	r (P-1635/88; A-9501)

TITLE 35 (CONT'D)		TITLE 35 (CONT'D)	
283.602	r (P-1636/88; A-9501)	307.7701	am (P-9471)
283.603	r (P-1636/88; A-9501)	307.7702	am (P-9471)
283.604	r (P-1636/88; A-9501)	307.7703	am (P-9471)
283.605	r (P-1636/88; A-9501)	307.7704	am (P-9471)
283.606	r (P-1636/88; A-9501)	307.7705	am (P-9471)
283.701	r (P-1636/88; A-9501)	307.7706	am (P-9471)
283.702	r (P-1636/88; A-9501)	307.8100	am (P-16396/88; A-1794)
283.703	r (P-1636/88; A-9501)	309.281	am (P-15893/88; A-5993)
283.704	r (P-1636/88; A-9501)	310.107	am (P-16384/88; A-2463)
285.101	r (P-1636/88; A-9517)	310.110	n (P-16384/88; A-2463)
285.102	r (P-1636/88; A-9517)	310.221	am (P-9426)
285.103	r (P-1636/88; A-9517)	310.222	am (P-9426)
285.104	r (P-1636/88; A-9517)	310.223	am (P-9426)
285.201	r (P-1636/88; A-9517)	310.232	am (P-9426)
285.202	r (P-1636/88; A-9517)	310.233	am (P-9426)
285.203	r (P-1636/88; A-9517)	310.502	am (P-9426)
285.204	r (P-1636/88; A-9517)	310.510	am (P-9426)
285.205	r (P-1636/88; A-9517)	310.522	am (P-9426)
285.206	r (P-1636/88; A-9517)	310.531	am (P-9426)
285.301	r (P-1636/88; A-9517)	310.542	am (P-9426)
285.302	r (P-1636/88; A-9517)	310.602	am (P-9426)
301.200	am (P-15823/88; A-5984)	310.604	am (P-9426)
301.260	am (P-15823/88; A-5984)	310.605	am (P-9426)
301.365	am (P-15823/88; A-5984)	310.606	am (P-9426)
301.430	am (P-15823/88; A-5984)	310.610	am (P-9426)
302.211	am (P-15844/88; A-5998)	310.611	n (P-9426)
302.304	am (P-15844/88; A-5998)	310.612	n (P-9426)
302.504	am (P-15844/88; A-5998)	310.613	n (P-9426)
302.507	am (P-15844/88; A-5998)	310.621	am (P-9426)
302.509	am (P-15844/88; A-5998)	310.631	am (P-9426)
303.323	n (P-7863)	310.632	am (P-9426)
304.104	am (P-15815/88; A-5976)	310.633	am (P-9426)
304.120	am (P-18092/88; A-7754)	310.634	am (P-9426)
304.123	am (P-9204)	310.801	am (P-9426)
304.124	am (P-15815/88; A-5976)	310.903	am (P-9426)
304.140	r (P-15815/88; A-5976)	310.910	am (P-9426)
304.217	n (P-9421)	310.912	am (P-9426)
304.218	n (P-9656)	310.913	am (P-9426)
304.220	n (P-11397/88; A-2060)	310.921	am (P-9426)
304.301	am (P-14509/88; A-8880)	310.922	n (P-9426)
304.302	am (P-11669/88; A-851)	310.922	n (P-9426)
305.102	am (P-15839/88; A-5989)	365.101	n (P-18030/88; A-7351)
307.1102	am (P-7530)	365.102	n (P-18030/88; A-7351)
307.1508	am (P-16396/88; A-1794)	365.103	n (P-18030/88; A-7351)
307.1704	am (P-16396/88; A-1794)	365.104	n (P-18030/88; A-7351)
307.2101	am (P-16396/88; A-1794)	365.201	n (P-18030/88; A-7351)
307.2903	am (P-16396/88; A-1794)	365.202	n (P-18030/88; A-7351)
307.3110	am (P-16396/88; A-1794)	365.203	n (P-18030/88; A-7351)
307.3129	am (P-16396/88; A-1794)	365.204	n (P-18030/88; A-7351)
307.3500	am (P-16396/88; A-1794)	365.301	n (P-18030/88; A-7351)
307.3501	am (P-16396/88; A-1794)	365.302	n (P-18030/88; A-7351)
307.3503	am (P-16396/88; A-1794)	365.303	n (P-18030/88; A-7351)
307.3509	am (P-16396/88; A-1794)	365.304	n (P-18030/88; A-7351)
307.3590	am (P-16396/88; A-1794)	365.401	n (P-18030/88; A-7351)
307.4004	am (P-16396/88; A-1794)	365.402	n (P-18030/88; A-7351)
307.7700	am (P-9471)		

TITLE 35 (CONT'D)			TITLE 35 (CONT'D)			TITLE 35 (CONT'D)			TITLE 35 (CONT'D)		
365 403	n	(P-18030/88; A-7351)	605.104	am	(P-269; C-2539)	724.211	am	(P-9909)	731.110	n	(P-2650; A-9519)
365 404	n	(P-18030/88; A-7351)	661.302	am	(P-1738)	724.212	am	(P-9909)	731.111	n	(P-2650; A-9519)
365 405	n	(P-18030/88; A-7351)	702.100	am	(P-9835)	724.214	am	(P-9909)	731.112	n	(P-2650; A-9519)
365 406	n	(P-18030/88; A-7351)	702.110	am	(P-9835)	724.217	am	(P-9909)	731.113	n	(P-2650; A-9519)
365 501	n	(P-18030/88; A-7351)	702.152	am	(P-9835)	724.218	am	(P-9909)	731.114	n	(P-2650; A-9519)
365 502	n	(P-18030/88; A-7351)	702.160	am	(P-9835)	724.241	am	(P-9909)	731.120	n	(P-2650; A-9519)
365 503	n	(P-18030/88; RC-5798 A-7351)	702.181	am	(P-9835)	724.242	am	(P-9909)	731.121	n	(P-2650; A-9519)
365 504	n	(P-18030/88; A-7351)	702.182	am	(P-9835)	724.244	am	(P-9909)	731.122	n	(P-2650; A-9519)
365 505	n	(P-18030/88; A-7351)	702.183	am	(P-9835)	724.247	am	(P-9909)	731.130	n	(P-2650; A-9519)
365 506	n	(P-18030/88; A-7351)	702.184	am	(P-9835)	724.251	am	(P-9909)	731.131	n	(P-2650; A-9519)
365 601	n	(P-18030/88; A-7351)	702.185	am	(P-9835)	724.290	am	(P-9909)	731.132	n	(P-2650; A-9519)
365 602	n	(P-18030/88; A-7351)	702.186	am	(P-9835)	724.293	am	(P-9909)	731.133	n	(P-2650; A-9519)
365 603	n	(P-18030/88; A-7351)	702.187	am	(P-9835)	724.296	am	(P-9909)	731.134	n	(P-2650; A-9519)
365 604	n	(P-18030/88; A-7351)	703.123	am	(P-15444/88; A-447)	724.700	n	(P-9909)	731.140	n	(P-2650; A-9519)
365 605	n	(P-18030/88; A-7351)	703.183	am	(P-9860)	724.701	n	(P-9909)	731.141	n	(P-2650; A-9519)
365 606	n	(P-18030/88; A-7351)	703.184	am	(P-9860)	724.702	n	(P-9909)	731.142	n	(P-2650; A-9519)
365 607	n	(P-18030/88; A-7351)	703.209	n	(P-9860)	724.703	n	(P-9909)	731.143	n	(P-2650; A-9519)
365 608	n	(P-18030/88; A-7351)	703.222	am	(P-9860)	724.704	am	(P-15455/88; A-458)	731.144	n	(P-2650; A-9519)
365 701	n	(P-18030/88; A-7351)	703.223	am	(P-9860)	725.101	am	(P-15402/88; A-437)	731.145	n	(P-2650; A-9519)
365 702	n	(P-18030/88; A-7351)	703.230	am	(P-9860)	725.113	am	(P-9737)	731.150	n	(P-2650; A-9519)
365 703	n	(P-18030/88; A-7351)	703.230	am	(P-9860)	725.173	am	(P-9737)	731.151	n	(P-2650; A-9519)
365 704	n	(P-18030/88; A-7351)	703.247	n	(P-9860)	725.175	am	(P-9737)	731.152	n	(P-2650; A-9519)
365 705	n	(P-18030/88; A-7351)	703.260	n	(P-9860)	725.214	am	(P-9737)	731.153	n	(P-2650; A-9519)
365 706	n	(P-18030/88; A-7351)	703.270	n	(P-9860)	725.218	am	(P-9737)	731.160	n	(P-2650; A-9519)
365 707	n	(P-18030/88; A-7351)	703.271	n	(P-9860)	725.241	am	(P-9737)	731.161	n	(P-2650; A-9519)
365 801	n	(P-18030/88; A-7351)	703.272	n	(P-9860)	725.247	am	(P-9737)	731.162	n	(P-2650; A-9519)
365 802	n	(P-18030/88; A-7351)	703.273	n	(P-9860)	725.290	am	(P-9737)	731.163	n	(P-2650; A-9519)
365 901	n	(P-18030/88; A-7351)	703.280	n	(P-9860)	725.293	am	(P-9737)	731.164	n	(P-2650; A-9519)
365 902	n	(P-18030/88; A-7351)	703.281	n	(P-9860)	725.296	am	(P-9737)	731.165	n	(P-2650; A-9519)
365 903	n	(P-18030/88; A-7351)	703.282	n	(P-9860)	725.301	am	(P-9737)	731.166	n	(P-2650; A-9519)
365 904	n	(P-18030/88; A-7351)	703.283	n	(P-9860)	726.120	am	(P-9983)	731.167	n	(P-2650; A-9519)
365 905	n	(P-18030/88; A-7351)	703 Ap.A	n	(P-9860)	726.120	am	(P-9983)	731.167	n	(P-2650; A-9519)
365 1001	n	(P-18030/88; A-7351)	704.143	am	(P-17167/88; A-478)	728.101	am	(P-9786)	731.170	n	(P-2650; A-9519)
365 1002	n	(P-18030/88; A-7351)	720.110	am	(P-15327/88; A-362) (P-9661)	728.104	am	(P-9786)	731.171	n	(P-2650; A-9519)
365 1003	n	(P-18030/88; A-7351)	720.111	am	(P-15327/88; A-362) (P-9661)	728.105	am	(P-9786)	731.172	n	(P-2650; A-9519)
365 1101	n	(P-18030/88; A-7351)	721.104	am	(P-15347/88; A-382) (P-9683)	728.106	am	(P-9786)	731.173	n	(P-2650; A-9519)
365 1102	n	(P-18030/88; A-7351)	721.105	am	(P-15347/88; A-382)	728.107	am	(P-9786)	731.174	n	(P-2650; A-9519)
365 Ap.A	n	(P-18030/88; A-7351)	721.132	am	(P-9683)	728.108	n	(P-9786)	731.174	n	(P-2650; A-9519)
Ex. A	n	(P-18030/88; A-7351)	721.133	am	(P-15347/88; A-382) (P-9683)	728.130	am	(P-9786)	731.190	n	(P-6861)
Ex. B	n	(P-18030/88; A-7351)	721.133	am	(P-9683)	728.131	am	(P-9786)	731.191	n	(P-6861)
Ex. C	n	(P-18030/88; A-7351)	721 Ap.G	am	(P-9683)	728.131	am	(P-9786)	731.192	n	(P-6861)
378.101	n	(P-12753/88; A-1190)	721 Ap. H	am	(P-15347/88; A-382) (P-9683)	728.132	am	(P-9786)	731.193	n	(P-6861)
378.102	n	(P-12753/88; A-1190)	722.110	am	(P-15449/88; A-452)	728.133	n	(P-9786)	731.194	n	(P-6861)
378.103	n	(P-12753/88; A-1190)	722.151	am	(P-15449/88; A-452)	728.140	am	(P-9786)	731.195	n	(P-6861)
378.201	n	(P-12753/88; A-1190)	722 Ap.A	am	(P-9905)	728.142	am	(P-9786)	731.196	n	(P-6861)
378.202	n	(P-12753/88; A-1190)	724.101	am	(P-15455/88; A-458)	728.143	n	(P-9786)	731.197	n	(P-6861)
378.203	n	(P-12753/88; A-1190)	724.110	am	(P-9909)	728.144	am	(P-9786)	731.198	n	(P-6861)
378.204	n	(P-12753/88; A-1190)	724.113	am	(P-9909)	728.150	am	(P-9786)	731.199	n	(P-6861)
378.301	n	(P-12753/88; A-1190)	724.115	am	(P-9909)	728.150	am	(P-9786)	731.202	n	(P-6861)
378.302	n	(P-12753/88; A-1190)	724.118	am	(P-9909)	728.150	am	(P-9786)	731.203	n	(P-6861)
378.303	n	(P-12753/88; A-1190)	724.154	am	(P-9909)	728.150	am	(P-9786)	731.204	n	(P-6861)
378.304	n	(P-12753/88; A-1190)	724.173	am	(P-9909)	728.150	am	(P-9786)	731.205	n	(P-6861)
378 Ap. A	n	(P-12753/88; A-1190)	724.190	am	(P-9909)	728.150	am	(P-9786)	731.206	n	(P-6861)
378 Ap. B	n	(P-12753/88; A-1190)	724.191	am	(P-9909)	728.150	am	(P-9786)	731.207	n	(P-6861)
378 Ap. C	n	(P-12753/88; A-1190)	724.192	am	(P-9909)	728.150	am	(P-9786)	731.208	n	(P-6861)
378 Ap. D	n	(P-12753/88; A-1190)	724.197	am	(P-9909)	728.150	am	(P-9786)	731.209	n	(P-6861)
378 Ap. E	n	(P-12753/88; A-1190)	724.198	am	(P-9909)	728.150	am	(P-9786)	731.210	n	(P-6861)
601.105	am	(P-2652)	724.199	am	(P-9909)	728.150	am	(P-9786)	731.211	n	(P-6861)
604.203	am	(P-255)	724.199	am	(P-9909)	728.150	am	(P-9786)	731.211	n	(P-6861)

TITLE 35 (CONT'D)

731.900	r	(P-2650)	
731.900	r	(P-6861)	
731.901	r	(P-2650)	
731.901	r	(P-6861)	
849.101	n	(P-15828/88; A-7949)	
849.102	n	(P-15828/88; A-7949)	
849.103	n	(P-15828/88; A-7949)	
849.104	n	(P-15828/88; A-7949)	
849.105	n	(P-15828/88; A-7949)	
849.106	n	(P-15828/88; A-7949)	
858.204	re	(A-5945)	
858.205	re	(A-5945)	
858.207	re	(A-5945)	
858.208	re	(A-5945)	
858.304	re	(A-5945)	
858.305	re	(A-5945)	
858.306	re	(A-5945)	
858.308	re	(A-5945)	
858.309	re	(A-5945)	
858.310	re	(A-5945)	

TITLE 38

190.10	am	(P-14097/88; O-22489/88; R-966; A-3793)	
190.50	am	(P-14097/88; O-22489/88; R-966; A-3793)	
190.70	am	(P-14097/88; O-22489/88; R-966; A-3793)	
190.140	am	(P-14097/88; O-22489/88; R-966; A-3793)	
190.160	am	(P-14097/88; O-22489/88; R-966; A-3793)	
190.165	n	(P-4107)	
190.180	am	(P-14097/88; O-22489/88; R-966; A-3793)	

303.10	n	(P-2889)	
303.20	n	(P-2889)	
320.10	n	(P-8737)	
320.20	n	(P-8737)	
320.30	n	(P-8737)	
320.40	n	(P-8737)	
400.110	am	(P-1985; A-8927)	
400.120	am	(P-1985; A-8927)	
400.130	am	(P-1985; A-8927)	
400.140	r	(P-1985; A-8927)	
400.141	am	(P-1985; A-8927)	
400.142	am	(P-1985; A-8927)	
400.150	am	(P-1985; A-8927)	
400.440	am	(P-1985; A-8927)	
400.510	am	(P-1985; A-8927)	
400.615	am	(P-1985; A-8927)	
400.665	am	(P-1985; A-8927)	
400.675	r	(P-1985; A-8927)	
400.710	am	(P-1985; A-8927)	
400.1020	am	(P-1985; A-8927)	
400.1030	am	(P-1985; A-8927)	
400.1060	am	(P-1985; A-8927)	

TITLE 41 (CONT'D)

170.Tb. B	n	(A-5669)	
180.10	am	(E-1875; O-5807)	
180.10	am	(P-1754) (E-1875)	
180.20	am	(E-1875; O-5807)	
180.20	am	(P-1754) (E-1875)	
180.25	n	(E-1875; O-5807)	
180.25	n	(P-1754) (E-1875)	

TITLE 44

525.5	r	(P-2709)	
525.10	am	(P-2709)	
525.20	am	(P-2709)	
525.50	n	(P-2709)	
525.60	n	(P-2709)	
525.70	am	(P-2709)	
525.100	am	(P-2709)	
525.110	am	(P-2709)	
525.200	#	(P-2709)	
525.300	am	(P-2709)	
525.310	r	(P-2709)	
525.320	am	(P-2709)	
525.330	am	(P-2709)	
525.340	am	(P-2709)	
525.350	am	(P-2709)	
525.400	am	(P-2709)	
525.410	am	(P-2709)	
525.500	am	(P-2709)	
525.510	am	(P-2709)	
525.520	am	(P-2709)	
525.530	am	(P-2709)	
525.540	n	(P-2709)	
525.600	am	(P-2709)	
525.610	am	(P-2709)	
525.620	am	(P-2709)	
525.630	am	(P-2709)	
525.640	am	(P-2709)	
525.650	am	(P-2709)	
525.660	am	(P-2709)	
525.670	am	(P-2709)	
525.700	am	(P-2709)	
525.710	am	(P-2709)	
525.720	am	(P-2709)	
526.10	n	(P-2746)	
526.20	n	(P-2746)	
526.30	n	(P-2746)	
526.40	n	(P-2746)	
526.50	n	(P-2746)	
526.60	n	(P-2746)	
526.70	n	(P-2746)	
530.5	r	(P-2648)	
530.10	am	(P-2648)	
530.20	am	(P-2648)	
530.50	n	(P-2648)	
530.60	n	(P-2648)	
530.70	#	(P-2648)	

TITLE 44 (CONT'D)

530.70	am	(P-2648)	
530.100	am	(P-2648)	
530.110	am	(P-2648)	
530.200	#	(P-2648)	
530.300	am	(P-2648)	
530.310	r	(P-2648)	
530.320	am	(P-2648)	
530.330	am	(P-2648)	
530.340	am	(P-2648)	
530.350	am	(P-2648)	
530.400	am	(P-2648)	
530.410	am	(P-2648)	
530.500	am	(P-2648)	
530.510	am	(P-2648)	
530.520	am	(P-2648)	
530.530	am	(P-2648)	
530.540	n	(P-2648)	
530.600	am	(P-2648)	
530.610	am	(P-2648)	
530.620	am	(P-2648)	
530.630	am	(P-2648)	
530.640	am	(P-2648)	
530.650	am	(P-2648)	
530.660	am	(P-2648)	
530.670	am	(P-2648)	
530.700	am	(P-2648)	
530.710	am	(P-2648)	
530.720	am	(P-2648)	
535.5	r	(P-2766)	
535.10	am	(P-2766)	
535.20	am	(P-2766)	
535.50	n	(P-2766)	
535.60	n	(P-2766)	
535.70	#	(P-2766)	
535.100	am	(P-2766)	
535.110	am	(P-2766)	
535.200	#	(P-2766)	
535.300	am	(P-2766)	
535.310	r	(P-2766)	
535.320	am	(P-2766)	
535.330	am	(P-2766)	
535.340	am	(P-2766)	
535.350	am	(P-2766)	
535.400	am	(P-2766)	
535.500	am	(P-2766)	
535.510	am	(P-2766)	
535.520	am	(P-2766)	
535.530	am	(P-2766)	
535.540	n	(P-2766)	
535.600	am	(P-2766)	
535.610	am	(P-2766)	
535.620	am	(P-2766)	
535.630	am	(P-2766)	
535.640	am	(P-2766)	

TITLE 44 (CONT'D)

535.650	am	(P-2766)	1.110	am	(P-5002)
535.660	am	(P-2766)	1.130	am	(P-5002)
535.670	am	(P-2766)	1.160	n	(P-5002)
535.700	am	(P-2766)	1.170	n	(P-5002)
535.710	am	(P-2766)	1.175	n	(P-5002)
535.720	am	(P-2766)	1.180	n	(P-5002)
540.5	r	(P-2764)	1.185	n	(P-5002)
540.10	am	(P-2764)	1.190	n	(P-5002)
540.20	am	(P-2764)	1.195	n	(P-5002)
540.30	n	(P-2764)	100.70	am	(P-1930)
540.60	n	(P-2764)	100.85	am	(P-1930)
540.70	#	(P-2764)	100.90	am	(P-1930)
540.70	am	(P-2764)	100.110	am	(P-1930) (P-4358)
540.100	am	(P-2764)	100.120	am	(P-1930)
540.110	am	(P-2764)	120.80	am	(P-1311)
540.200	#	(P-2764)	120.100	am	(P-1311)
540.300	am	(P-2764)	120.110	am	(P-8521/88; A-779)
540.310	r	(P-2764)	120.115	n	(P-8521/88; A-779)
540.320	am	(P-2764)	120.115	am	(P-4075)
540.330	am	(P-2764)	160.80	am	(P-9271/88; A-2024)
540.340	am	(P-2764)	350.202	am	(P-1526/88; A-5947)
540.350	am	(P-2764)	360.103	n	(P-19603/88; O-8131)
540.400	am	(P-2764)	360.104	n	(P-19603/88; O-8131)
540.410	am	(P-2764)	360.302	n	(P-19603/88; O-8131)
540.500	am	(P-2764)	360.305	n	(P-19603/88; O-8131)
540.510	am	(P-2764)	360.306	n	(P-19603/88; O-8131)
540.520	am	(P-2764)	360.309	n	(P-19603/88; O-8131)
540.530	am	(P-2764)			
540.540	n	(P-2764)			
540.600	am	(P-2764)			
540.610	am	(P-2764)			
540.620	am	(P-2764)			
540.630	am	(P-2764)			
540.640	am	(P-2764)			
540.650	am	(P-2764)			
540.660	am	(P-2764)			
540.670	am	(P-2764)			
540.700	am	(P-2764)			
540.710	am	(P-2764)			
540.720	am	(P-2764)			
910.130	am	(P-1917; A-8403)			
4400.25	n	(P-44; A-7444)			
4400.Ap. A	n	(P-44; A-7444)			
4400.Ap. B	n	(P-44; A-7444)			
4400.Ap. C	n	(P-44; A-7444)			
4400.Ap. D	n	(P-44; A-7444)			
4500.30	am	(P-7866; C-10715)			
5040.590	r	(P-4071)			

TITLE 47

1.35	n	(P-5002)
1.60	am	(P-5002)
1.70	am	(P-5002)
1.85	n	(P-5002)
1.100	am	(P-5002)
1.105	n	(P-5002)

TITLE 50 (CONT'D)

919.30	am	(P-13535/88; C-17456/88; A-1204)
919.40	am	(P-13535/88; C-17456/88; A-1204)
919.50	am	(P-13535/88; C-17456/88; A-1204)
919.60	am	(P-13535/88; C-17456/88; A-1204)
919.70	am	(P-13535/88; C-17456/88; A-1204)
919.80	am	(P-13535/88; C-17456/88; A-1204)
919.90	am	(P-13535/88; C-17456/88; A-1204)
919.Ex. A	am	(P-13535/88; C-17456/88; A-1204)
2008.10	am	(P-251; A-8520) (E-586; O-3471)
2008.20	am	(P-251; A-8520) (E-586; O-3471)
2008.30	am	(P-251; A-8520) (E-586; O-3471)
2008.40	am	(P-251; A-8520) (E-586; O-3471)
2008.50	am	(P-251; A-8520) (E-586; O-3471)
2008.60	am	(P-251; A-8520) (E-586; O-3471)
2008.70	am	(P-251; A-8520) (E-586; O-3471)
2008.71	n	(P-251; A-8520) (E-586; O-3471)
2008.80	am	(P-251; A-8520) (E-586; O-3471)
2008.81	n	(P-251; A-8520) (E-586; O-3471)
2008.82	n	(P-251; A-8520) (E-586; O-3471)
2008.90	am	(P-251; A-8520) (E-586; O-3471)
2008.Ap. A	am	(P-251; A-8520) (E-586; O-3471)
2008.Ap. B	am	(P-251; A-8520) (E-586; O-3471)
2008.Ap. C	am	(P-251; A-8520) (E-586; O-3471)
2008.Ap. E	n	(P-251; A-8520) (E-586; O-3471)
2008.Ap. F	n	(P-251; A-8520) (E-586; O-3471)
2008.Ap. G	n	(P-251; A-8520) (E-586; O-3471)
2011.10	n	(P-13535/88; A-3804)
2011.20	n	(P-13535/88; A-3804)
2011.30	n	(P-13535/88; A-3804)
2011.40	n	(P-13535/88; A-3804)
2011.50	n	(P-13535/88; A-3804)
2011.60	n	(P-13535/88; A-3804)
2011.70	n	(P-13535/88; A-3804)
2011.Ap. A	n	(P-13535/88; A-3804)
2011.Ap. B	n	(P-13535/88; A-3804)
2011.Ap. C	n	(P-13535/88; A-3804)
2012.10	n	(P-9181)
2012.20	n	(P-9181)
2012.30	n	(P-9181)
2012.40	n	(P-9181)
2012.50	n	(P-9181)
2012.60	n	(P-9181)
2012.70	n	(P-9181)
2012.80	n	(P-9181)
2012.90	n	(P-9181)
2012.100	n	(P-9181)
2012.110	n	(P-9181)
2012.Ex. A	n	(P-9181)
2012.Ex. B	n	(P-9181)
2012.Ex. C	n	(P-9181)
2502.10	r	(P-2234)
2801.50	am	(P-3531)
6301.Ex. A	am	(P-14502/88; A-1780)
6302.40	am	(P-15269/88; A-3801)
6701.10	n	(P-13535/88; A-5951)

TITLE 58 (CONT'D)

6701.20	n	(P-17617/88; A-5951)
6701.30	n	(P-17617/88; A-5951)
6701.Ex. A	n	(P-17617/88; A-5951)

350.20	am	(P-15272/88; W-6819) (P-5839)
350.240	am	(P-15272/88; W-6819) (P-5839)
350.300	n	(P-15272/88; W-6819) (P-5839)
350.310	n	(P-15272/88; W-6819) (P-5839)
350.320	n	(P-15272/88; W-6819) (P-5839)
350.330	n	(P-15272/88; W-6819) (P-5839)
350.340	n	(P-15272/88; W-6819) (P-5839)
350.350	n	(P-15272/88; W-6819) (P-5839)
350.360	n	(P-15272/88; W-6819) (P-5839)
350.370	n	(P-15272/88; W-6819) (P-5839)
350.380	n	(P-15272/88; W-6819) (P-5839)
350.400	n	(P-15272/88; W-6819) (P-5839)
350.410	n	(P-15272/88; W-6819) (P-5839)
350.420	n	(P-15272/88; W-6819) (P-5839)
350.430	n	(P-15272/88; W-6819) (P-5839)
350.440	n	(P-15272/88; W-6819) (P-5839)
350.450	n	(P-15272/88; W-6819) (P-5839)
2090.105	am	(P-17)
2600.20	am	(P-3515) (E-4028) (P-4331)
2600.30	am	(P-3515) (E-4028)
2610.60	am	(P-5017)
2610.100	am	(P-4366)
2610.130	am	(P-4366)
2610.Ap. A	n	(P-5017)
2625.20	n	(P-3513) (E-4019)
2625.30	n	(P-3513) (E-4019)
2625.40	n	(P-3513) (E-4019)
2625.50	n	(P-3513) (E-4019)
2712.201	n	(P-15257/88; O-2248/88; R-965; A-795)
2712.202	n	(P-15257/88; O-2248/88; R-965; A-795)
2712.203	n	(P-15257/88; O-2248/88; R-965; A-795)
2712.205	n	(P-15257/88; O-2248/88; R-965; A-795)
2712.207	n	(P-15257/88; O-2248/88; R-965; A-795)
2712.210	n	(P-15257/88; O-2248/88; R-965; A-795)
2720.1	am	(P-5362)
2720.130	am	(P-5362)
2720.132	n	(P-5362)
2725.20	am	(P-5344)
2725.100	am	(P-5344)
2725.105	am	(P-5344)
2725.120	am	(P-5344)
2725.250	am	(P-5344)
2725.270	am	(P-5344)
2732.210	am	(P-1945; A-3864)
2765.205	n	(P-752)

TITLE 71

40.130	am	(P-1283; A-6973)
1510.100	n	(P-1481/388; O-3442; R-5210; A-5098)
1510.110	n	(P-1481/388; O-3442; R-5210; A-5098)
1510.120	n	(P-1481/388; O-3442; R-5210; A-5098)
1510.130	n	(P-1481/388; O-3442; R-5210; A-5098)
1510.140	n	(P-1481/388; O-3442; R-5210; A-5098)
1510.150	n	(P-1481/388; O-3442; R-5210; A-5098)
1510.200	n	(P-1481/388; O-3442; R-5210; A-5098)
1510.210	n	(P-1481/388; O-3442; R-5210; A-5098)
1510.220	n	(P-1481/388; O-3442; R-5210; A-5098)
1510.300	n	(P-1481/388; O-3442; R-5210; A-5098)
1510.310	n	(P-1481/388; O-3442; R-5210; A-5098)
1510.320	n	(P-1481/388; O-3442; R-5210; A-5098)
1510.330	n	(P-1481/388; O-3442; R-5210; A-5098)
1510.340	n	(P-1481/388; O-3442; R-5210; A-5098)
1510.350	n	(P-1481/388; O-3442; R-5210; A-5098)
1510. Ap. A	n	(P-1481/388; O-3442; R-5210; A-5098)
1510. Ap. B	n	(P-1481/388; O-3442; R-5210; A-5098)

TITLE 74

280.10	am	(P-19259/88; A-4664)
280.20	am	(P-5314)
280.30	am	(P-19259/88; A-4664)
280. Ap. A	n	(P-19259/88; A-4664)
280. Ap. B	n	(P-19259/88; A-4664)

TITLE 77

200.100	r	(P-17673/88; A-4681)
200.101	r	(P-17673/88; A-4681)
200.150	r	(P-17673/88; A-4681)
200.201	r	(P-17673/88; A-4681)
200.202	r	(P-17673/88; A-4681)
200.203	r	(P-17673/88; A-4681)
200.204	r	(P-17673/88; A-4681)
200.205	r	(P-17673/88; A-4681)
200.206	r	(P-17673/88; A-4681)
200.207	r	(P-17673/88; A-4681)
200.208	r	(P-17673/88; A-4681)
200.209	r	(P-17673/88; A-4681)

TITLE 77 (CONT'D)

200.904	r	(P-17673/88; A-4681)
200.905	r	(P-17673/88; A-4681)
200.906	r	(P-17673/88; A-4681)
200.907	r	(P-17673/88; A-4681)
200.908	r	(P-17673/88; A-4681)
200.909	r	(P-17673/88; A-4681)
200.910	r	(P-17673/88; A-4681)
200.911	r	(P-17673/88; A-4681)
200.912	r	(P-17673/88; A-4681)
200.913	r	(P-17673/88; A-4681)
200.914	r	(P-17673/88; A-4681)
200.915	r	(P-17673/88; A-4681)
200.916	r	(P-17673/88; A-4681)
200.917	r	(P-17673/88; A-4681)
200.918	r	(P-17673/88; A-4681)
200.919	r	(P-17673/88; A-4681)
200.920	r	(P-17673/88; A-4681)
200.921	r	(P-17673/88; A-4681)
200.922	r	(P-17673/88; A-4681)
200.923	r	(P-17673/88; A-4681)
200.924	r	(P-17673/88; A-4681)
200.925	r	(P-17673/88; A-4681)
200.926	r	(P-17673/88; A-4681)
200.927	r	(P-17673/88; A-4681)
200.928	r	(P-17673/88; A-4681)
200.929	r	(P-17673/88; A-4681)
200.930	r	(P-17673/88; A-4681)
200.931	r	(P-17673/88; A-4681)
200.932	r	(P-17673/88; A-4681)
200.933	r	(P-17673/88; A-4681)
200.1001	r	(P-17673/88; A-4681)
200.1002	r	(P-17673/88; A-4681)
200.1003	r	(P-17673/88; A-4681)
200.1004	r	(P-17673/88; A-4681)
200.1005	r	(P-17673/88; A-4681)
200.1006	r	(P-17673/88; A-4681)
200.1007	r	(P-17673/88; A-4681)
200.1008	r	(P-17673/88; A-4681)
240.20	am	(P-10028)
245.30	am	(P-10007)
245.50	am	(P-10007)
245.20	am	(P-10007)
250.150	am	(P-7875)
250.315	n	(P-7875)
250.330	am	(P-7875)
250.2140	am	(P-7875)
300.110	am	(P-21333/88; A-4684)
300.120	am	(P-21333/88; A-4684)
300.130	am	(P-21333/88; A-4684)
300.140	am	(P-21333/88; A-4684)
300.150	am	(P-21333/88; A-4684)
300.160	am	(P-21333/88; A-4684)
300.165	am	(P-21333/88; A-4684)
300.170	am	(P-21333/88; A-4684)
300.175	am	(P-21333/88; A-4684)
300.180	am	(P-21333/88; A-4684)

TITLE 77 (CONT'D)

300.190	am	(P-21333/88; A-4684)
300.200	am	(P-21333/88; A-4684)
300.210	am	(P-21333/88; A-4684)
300.220	am	(P-21333/88; A-4684)
300.230	am	(P-21333/88; A-4684)
300.240	am	(P-21333/88; A-4684)
300.250	am	(P-21333/88; A-4684)
300.260	am	(P-21333/88; A-4684)
300.270	am	(P-21333/88; A-4684)
300.272	am	(P-21333/88; A-4684)
300.274	am	(P-21333/88; A-4684)
300.276	am	(P-21333/88; A-4684)
300.277	p	(P-21333/88; A-4684)
300.278	am	(P-21333/88; A-4684)
300.280	am	(P-21333/88; A-4684)
300.282	am	(P-21333/88; A-4684)
300.284	am	(P-21333/88; A-4684)
300.286	am	(P-21333/88; A-4684)
300.288	am	(P-21333/88; A-4684)
300.290	am	(P-21333/88; A-4684)
300.300	am	(P-21333/88; A-4684)
300.310	am	(P-21333/88; A-4684)
300.320	am	(P-21333/88; A-4684)
300.330	am	(P-21333/88; A-4684)
300.340	am	(P-21333/88; A-4684)
300.510	am	(P-21333/88; A-4684)
300.610	am	(P-21333/88; A-4684)
300.620	am	(P-21333/88; A-4684)
300.630	am	(P-13581/88; A-5134)
300.640	am	(P-21333/88; A-4684)
300.650	am	(P-21333/88; A-4684)
300.655	n	(P-21333/88; A-4684)
300.660	r	(P-8347)
300.665	n	(P-8347)
300.670	am	(P-21333/88; A-4684)
300.680	am	(P-21333/88; A-4684)
300.690	am	(P-21333/88; A-4684)
300.810	am	(P-21333/88; A-4684)
300.820	am	(P-21333/88; A-4684)
300.830	am	(P-21333/88; A-4684)
300.840	am	(P-21333/88; A-4684)
300.1010	am	(P-21333/88; A-4684)
300.1020	am	(P-13581/88; A-5134)
300.1025	n	(P-21333/88; A-4684)
300.1030	am	(P-13581/88; A-5134)
300.1040	am	(P-21333/88; A-4684)
300.1050	am	(P-21333/88; A-4684)
300.1210	am	(P-21333/88; A-4684)
300.1220	am	(P-21333/88; A-4684)
300.1230	am	(P-21333/88; A-4684)
300.1240	am	(P-21333/88; A-4684)
300.1410	am	(P-21333/88; A-4684)
300.1420	am	(P-21333/88; A-4684)
300.1430	am	(P-21333/88; A-4684)

[illegible]

TITLE 27 (CONT'D)			
330.710	am	(P-21893/88; A-6562)	
330.720	am	(P-21893/88; A-6562)	
330.730	am	(P-21893/88; A-6562)	
330.740	am	(P-21893/88; A-6562)	
330.750	am	(P-21893/88; A-6562)	
330.760	am	(P-21893/88; A-6562)	
330.765	n	(P-21893/88; A-6562)	
330.770	am	(P-21893/88; A-6562)	
330.780	am	(P-21893/88; A-6562)	
330.790	am	(P-21893/88; A-6562)	
330.913	n	(P-8336)	
330.916	n	(P-8336)	
330.920	am	(P-21893/88; A-6562)	
330.930	am	(P-21893/88; A-6562)	
330.1110	am	(P-21893/88; A-6562)	
330.1120	am	(P-21893/88; A-6562)	
330.1130	am	(P-21893/88; A-6562)	
330.1135	n	(P-21893/88; A-6562)	
330.1140	am	(P-21893/88; A-6562)	
330.1310	am	(P-21893/88; A-6562)	
330.1320	am	(P-21893/88; A-6562)	
330.1330	am	(P-21893/88; A-6562)	
330.1510	am	(P-21893/88; A-6562)	
330.1520	am	(P-21893/88; A-6562)	
330.1530	am	(P-21893/88; A-6562)	
330.1710	am	(P-21893/88; A-6562)	
330.1720	am	(P-21893/88; A-6562)	
330.1730	am	(P-21893/88; A-6562)	
330.1740	am	(P-21893/88; A-6562)	
330.1750	am	(P-21893/88; A-6562)	
330.1760	am	(P-21893/88; A-6562)	
330.1770	am	(P-21893/88; A-6562)	
330.1910	am	(P-21893/88; A-6562)	
330.1920	am	(P-21893/88; A-6562)	
330.1930	am	(P-21893/88; A-6562)	
330.1940	am	(P-21893/88; A-6562)	
330.1950	am	(P-21893/88; A-6562)	
330.1960	am	(P-21893/88; A-6562)	
330.1970	am	(P-21893/88; A-6562)	
330.1980	am	(P-21893/88; A-6562)	
330.1990	am	(P-21893/88; A-6562)	
330.2000	am	(P-21893/88; A-6562)	
330.2010	am	(P-21893/88; A-6562)	
330.2210	am	(P-21893/88; A-6562)	
330.2220	am	(P-21893/88; A-6562)	
330.2230	am	(P-21893/88; A-6562)	
330.2410	am	(P-21893/88; A-6562)	
330.2420	am	(P-21893/88; A-6562)	
330.2610	am	(P-21893/88; A-6562)	
330.2620	am	(P-21893/88; A-6562)	
330.2630	am	(P-21893/88; A-6562)	
330.2640	am	(P-21893/88; A-6562)	
330.2820	am	(P-21893/88; A-6562)	
330.2830	am	(P-21893/88; A-6562)	
330.2840	am	(P-21893/88; A-6562)	
330.2850	am	(P-21893/88; A-6562)	

[illegible]

TITLE 77 (CONT'D)

450.710	am	(P-2249)	490.740	n	(P-2974)
450.720	am	(P-2249)	490.750	n	(P-2974)
450.730	am	(P-2249)	490.760	n	(P-2974)
450.810	r	(P-2249)	490.770	n	(P-2974)
450.820	r	(P-2249)	490.780	n	(P-2974)
450.830	r	(P-2249)	490.810	n	(P-2974)
450.835	r	(P-2249)	490.820	n	(P-2974)
450.840	r	(P-2249)	490.830	n	(P-2974)
450.845	r	(P-2249)	490.840	n	(P-2974)
450.848	r	(P-2249)	490.910	n	(P-2974)
450.850	r	(P-2249)	535.10	am	(P-4500)
450.860	r	(P-2249)	535.20	am	(P-4126)
450.870	r	(P-2249)	535.150	am	(P-4126)
450.920	am	(P-2249)	535.200	am	(P-4126)
450.930	am	(P-2249)	535.240	am	(P-4126)
450.940	am	(P-2249)	535.400	am	(P-4126)
450.950	am	(P-2249)	535.410	am	(P-4126)
450.1010	am	(P-2249)	535.420	am	(P-4126)
450.1110	am	(P-2249)	535.430	am	(P-4126)
450.1120	am	(P-2249)	535.800	n	(P-4126)
450.1130	am	(P-2249)	535.810	n	(P-4126)
450.1140	am	(P-2249)	535.820	n	(P-4126)
450.1150	am	(P-2249)	535.830	n	(P-4126)
450.1155	am	(P-2249)	535.840	n	(P-4126)
450.1200	am	(P-2249)	535.850	n	(P-4126)
450.1300	am	(P-2249)	535.860	n	(P-4126)
450.1300	am	(P-19327/88; A-4285)	535.870	n	(P-4126)
450.1310	am	(P-2249)	535.900	n	(P-4500)
450.1310	n	(P-19327/88; A-4285)	535.910	n	(P-4500)
450.1320	am	(P-2249)	535.920	n	(P-4500)
450.1320	am	(P-19327/88; A-4285)	535.930	n	(P-4500)
450.1330	am	(P-2249)	535.931	n	(P-4500)
450.1330	n	(P-19327/88; A-4285)	535.932	n	(P-4500)
450.1330	n	(P-2249)	535.933	n	(P-4500)
450.1330	n	(P-2249)	535.934	n	(P-4500)
450.1330	n	(P-2249)	535.935	n	(P-4500)
450.1330	n	(P-2249)	535.936	n	(P-4500)
450.1330	n	(P-2249)	535.940	n	(P-4500)
450.1330	n	(P-2249)	535.941	n	(P-4500)
450.1330	n	(P-2249)	535.942	n	(P-4500)
450.1330	n	(P-2249)	535.943	n	(P-4500)
450.1330	n	(P-2249)	535.950	n	(P-4500)
450.1330	n	(P-2249)	535.951	n	(P-4500)
450.1330	n	(P-2249)	535.952	n	(P-4500)
450.1330	n	(P-2249)	535.953	n	(P-4500)
450.1330	n	(P-2249)	540.10	am	(P-4616)
450.1330	n	(P-2249)	540.30	am	(P-4616)
450.1330	n	(P-2249)	540.40	am	(P-4616)
450.1330	n	(P-2249)	540.50	am	(P-4616)
450.1330	n	(P-2249)	540.70	am	(P-4616)
450.1330	n	(P-2249)	540.80	am	(P-4616)
450.1330	n	(P-2249)	540.90	am	(P-4616)
450.1330	n	(P-2249)	540.160	am	(P-4616)
450.1330	n	(P-2249)	540.190	n	(P-4616)
450.1330	n	(P-2249)	542.10	n	(P-4544/88; A-3086)
450.1330	n	(P-2249)	542.20	n	(P-4544/88; A-3086)

TITLE 77 (CONT'D)

542.30	n	(P-4544/88; A-3086)	630.150	am	(P-10060)
542.40	n	(P-4544/88; A-3086)	630.160	am	(P-10060)
542.50	n	(P-4544/88; A-3086)	630.170	am	(P-10060)
542.60	n	(P-4544/88; A-3086)	630.180	am	(P-10060)
542.70	n	(P-4544/88; A-3086)	630.190	am	(P-10060)
542.80	n	(P-4544/88; A-3086)	630.200	am	(P-10060)
542.90	n	(P-4544/88; A-3086)	630.210	am	(P-10060)
542.100	n	(P-4544/88; A-3086)	630.220	am	(P-10060)
240.20	am	(P-10028)	630.230	am	(P-10060)
245.20	am	(P-10007)	630.240	am	(P-10060)
245.30	am	(P-10007)	630.250	am	(P-10060)
245.40	am	(P-10007)	630.260	am	(P-10060)
600.110	am	(P-10035)	630.270	am	(P-10060)
600.120	am	(P-10035)	630.280	am	(P-10060)
600.230	am	(P-10035)	630.290	am	(P-10060)
600.250	am	(P-10035)	630.300	am	(P-10060)
600.510	am	(P-10035)	630.310	am	(P-10060)
600.900	am	(P-10035)	630.320	am	(P-10060)
600.910	r	(P-10035)	630.330	am	(P-10060)
600.920	r	(P-10035)	630.340	am	(P-10060)
600.930	r	(P-10035)	630.350	am	(P-10060)
600.1100	am	(P-10035)	630.360	am	(P-10060)
600.1110	am	(P-10035)	630.370	am	(P-10060)
600.1120	am	(P-10035)	630.380	am	(P-10060)
600.1130	am	(P-10035)	630.390	am	(P-10060)
600.1140	am	(P-10035)	630.400	am	(P-10060)
600.1400	am	(P-10035)	630.410	am	(P-10060)
615.100	am	(P-10137)	630.420	am	(P-10060)
615.110	am	(P-10137)	630.430	am	(P-10060)
615.140	am	(P-10137)	630.440	am	(P-10060)
615.150	am	(P-10137)	630.450	am	(P-10060)
615.160	am	(P-10137)	630.460	am	(P-10060)
615.200	am	(P-10137)	630.470	am	(P-10060)
615.310	am	(P-10137)	630.480	am	(P-10060)
615.320	am	(P-10137)	630.490	am	(P-10060)
615.330	am	(P-10137)	630.500	am	(P-10060)
615.360	am	(P-10137)	630.510	am	(P-10060)
615.370	am	(P-10137)	630.520	am	(P-10060)
615.510	am	(P-10137)	630.530	am	(P-10060)
615.520	am	(P-10137)	630.540	am	(P-10060)
615.530	am	(P-10137)	630.550	am	(P-10060)
615.540	am	(P-10137)	630.560	am	(P-10060)
630.10	am	(P-10060)	630.570	am	(P-10060)
630.20	am	(P-10060)	630.580	am	(P-10060)
630.30	am	(P-10060)	630.590	am	(P-10060)
630.40	am	(P-10060)	630.600	am	(P-10060)
630.50	am	(P-10060)	630.610	am	(P-10060)
630.60	am	(P-10060)	630.620	am	(P-10060)
630.70	am	(P-10060)	630.630	am	(P-10060)
630.80	am	(P-10060)	630.640	am	(P-10060)
630.90	am	(P-10060)	630.650	am	(P-10060)
630.100	am	(P-10060)	630.660	am	(P-10060)
630.110	am	(P-10060)	630.670	am	(P-10060)
630.120	am	(P-10060)	630.680	am	(P-10060)
630.130	am	(P-10060)	630.690	am	(P-10060)
630.140	am	(P-10060)	630.700	am	(P-10060)

TITLE 77 (CONT'D)		TITLE 77 (CONT'D)			
698.30	n	(P-7194)	750.1820	n	(P-6888)
698.40	n	(P-7194)	750.1830	n	(P-6888)
698.50	n	(P-7194)	750.1835	n	(P-6888)
698.60	n	(P-7194)	750.1836	n	(P-6888)
698.70	n	(P-7194)	750.1837	n	(P-6888)
698.80	n	(P-7194)	750.1838	n	(P-6888)
698.90	n	(P-7194)	750.1840	n	(P-6888)
700.10	am	(P-12777/88; A-10634)	750.1850	n	(P-6888)
700.20	am	(P-12777/88; A-10634)	750.1860	n	(P-6888)
700.30	am	(P-12777/88; A-10634)	750.1861	n	(P-6888)
710.20	am	(P-6913)	750.1862	n	(P-6888)
710.30	am	(P-6913)	750.1865	n	(P-6888)
710.40	am	(P-6913)	750.1868	n	(P-6888)
710.50	am	(P-6913)	750.1870	n	(P-6888)
710.100	am	(P-6913)	750.1876	n	(P-6888)
710.110	am	(P-6913)	750.1880	n	(P-6888)
710.120	am	(P-6913)	750.1890	n	(P-6888)
710.130	am	(P-6913)	750.1895	n	(P-6888)
710.140	am	(P-6913)	750.1899	n	(P-6888)
710.210	am	(P-6913)	750.1903	n	(P-6888)
710.220	am	(P-6913)	750.1907	n	(P-6888)
710.230	am	(P-6913)	750.1911	n	(P-6888)
725.5	r	(P-7265/88; A-2517)	750.1915	am	(P-14115/88; A-1830)
725.10	r	(P-7265/88; A-2517)	760.20	am	(P-14115/88; A-1830)
725.15	n	(P-7272/88; A-2502)	760.30	n	(P-6964)
725.20	n	(P-7272/88; A-2502)	760.150	am	(P-14115/88; A-1830)
725.30	r	(P-7272/88; A-2502)	760.150	am	(P-6964)
725.35	r	(P-7265/88; A-2517)	760.150	am	(P-6964)
725.40	r	(P-7265/88; A-2517)	760.150	am	(P-6964)
725.45	n	(P-7272/88; A-2502)	760.150	am	(P-6964)
725.50	n	(P-7272/88; A-2502)	760.150	am	(P-6964)
725.55	n	(P-7272/88; A-2502)	760.150	am	(P-6964)
725.60	r	(P-7265/88; A-2517)	760.150	am	(P-6964)
725.65	r	(P-7265/88; A-2517)	760.150	am	(P-6964)
725.70	r	(P-7265/88; A-2517)	760.150	am	(P-6964)
725.75	n	(P-7272/88; A-2502)	760.150	am	(P-6964)
725.80	r	(P-7265/88; A-2517)	760.150	am	(P-6964)
725.85	r	(P-7272/88; A-2502)	760.150	am	(P-6964)
725.90	am	(P-14113/88; A-1819)	760.150	am	(P-6964)
725.95	am	(P-6888)	760.150	am	(P-6964)
730.10	am	(P-6888)	760.150	am	(P-6964)
730.15	am	(P-6888)	760.150	am	(P-6964)
730.20	am	(P-6888)	760.150	am	(P-6964)
730.25	am	(P-6888)	760.150	am	(P-6964)
730.30	am	(P-6888)	760.150	am	(P-6964)
730.35	am	(P-6888)	760.150	am	(P-6964)
730.40	am	(P-6888)	760.150	am	(P-6964)
730.45	am	(P-6888)	760.150	am	(P-6964)
730.50	am	(P-6888)	760.150	am	(P-6964)
730.55	am	(P-6888)	760.150	am	(P-6964)
730.60	am	(P-6888)	760.150	am	(P-6964)
730.65	am	(P-6888)	760.150	am	(P-6964)
730.70	am	(P-6888)	760.150	am	(P-6964)
730.75	am	(P-6888)	760.150	am	(P-6964)
730.80	am	(P-6888)	760.150	am	(P-6964)
730.85	am	(P-6888)	760.150	am	(P-6964)
730.90	am	(P-6888)	760.150	am	(P-6964)
730.95	am	(P-6888)	760.150	am	(P-6964)
731.00	am	(P-6888)	760.150	am	(P-6964)
731.05	am	(P-6888)	760.150	am	(P-6964)
731.10	am	(P-6888)	760.150	am	(P-6964)
731.15	am	(P-6888)	760.150	am	(P-6964)
731.20	am	(P-6888)	760.150	am	(P-6964)
731.25	am	(P-6888)	760.150	am	(P-6964)
731.30	am	(P-6888)	760.150	am	(P-6964)
731.35	am	(P-6888)	760.150	am	(P-6964)
731.40	am	(P-6888)	760.150	am	(P-6964)
731.45	am	(P-6888)	760.150	am	(P-6964)
731.50	am	(P-6888)	760.150	am	(P-6964)
731.55	am	(P-6888)	760.150	am	(P-6964)
731.60	am	(P-6888)	760.150	am	(P-6964)
731.65	am	(P-6888)	760.150	am	(P-6964)
731.70	am	(P-6888)	760.150	am	(P-6964)
731.75	am	(P-6888)	760.150	am	(P-6964)
731.80	am	(P-6888)	760.150	am	(P-6964)
731.85	am	(P-6888)	760.150	am	(P-6964)
731.90	am	(P-6888)	760.150	am	(P-6964)
731.95	am	(P-6888)	760.150	am	(P-6964)
732.00	am	(P-6888)	760.150	am	(P-6964)
732.05	am	(P-6888)	760.150	am	(P-6964)
732.10	am	(P-6888)	760.150	am	(P-6964)
732.15	am	(P-6888)	760.150	am	(P-6964)
732.20	am	(P-6888)	760.150	am	(P-6964)
732.25	am	(P-6888)	760.150	am	(P-6964)
732.30	am	(P-6888)	760.150	am	(P-6964)
732.35	am	(P-6888)	760.150	am	(P-6964)
732.40	am	(P-6888)	760.150	am	(P-6964)
732.45	am	(P-6888)	760.150	am	(P-6964)
732.50	am	(P-6888)	760.150	am	(P-6964)
732.55	am	(P-6888)	760.150	am	(P-6964)
732.60	am	(P-6888)	760.150	am	(P-6964)
732.65	am	(P-6888)	760.150	am	(P-6964)
732.70	am	(P-6888)	760.150	am	(P-6964)
732.75	am	(P-6888)	760.150	am	(P-6964)
732.80	am	(P-6888)	760.150	am	(P-6964)
732.85	am	(P-6888)	760.150	am	(P-6964)
732.90	am	(P-6888)	760.150	am	(P-6964)
732.95	am	(P-6888)	760.150	am	(P-6964)
733.00	am	(P-6888)	760.150	am	(P-6964)
733.05	am	(P-6888)	760.150	am	(P-6964)
733.10	am	(P-6888)	760.150	am	(P-6964)
733.15	am	(P-6888)	760.150	am	(P-6964)
733.20	am	(P-6888)	760.150	am	(P-6964)
733.25	am	(P-6888)	760.150	am	(P-6964)
733.30	am	(P-6888)	760.150	am	(P-6964)
733.35	am	(P-6888)	760.150	am	(P-6964)
733.40	am	(P-6888)	760.150	am	(P-6964)
733.45	am	(P-6888)	760.150	am	(P-6964)
733.50	am	(P-6888)	760.150	am	(P-6964)
733.55	am	(P-6888)	760.150	am	(P-6964)
733.60	am	(P-6888)	760.150	am	(P-6964)
733.65	am	(P-6888)	760.150	am	(P-6964)
733.70	am	(P-6888)	760.150	am	(P-6964)
733.75	am	(P-6888)	760.150	am	(P-6964)
733.80	am	(P-6888)	760.150	am	(P-6964)
733.85	am	(P-6888)	760.150	am	(P-6964)
733.90	am	(P-6888)	760.150	am	(P-6964)
733.95	am	(P-6888)	760.150	am	(P-6964)
734.00	am	(P-6888)	760.150	am	(P-6964)
734.05	am	(P-6888)	760.150	am	(P-6964)
734.10	am	(P-6888)	760.150	am	(P-6964)
734.15	am	(P-6888)	760.150	am	(P-6964)
734.20	am	(P-6888)	760.150	am	(P-6964)
734.25	am	(P-6888)	760.150	am	(P-6964)
734.30	am	(P-6888)	760.150	am	(P-6964)
734.35	am	(P-6888)	760.150	am	(P-6964)
734.40	am	(P-6888)	760.150	am	(P-6964)
734.45	am	(P-6888)	760.150	am	(P-6964)
734.50	am	(P-6888)	760.150	am	(P-6964)
734.55	am	(P-6888)	760.150	am	(P-6964)
734.60	am	(P-6888)	760.150	am	(P-6964)
734.65	am	(P-6888)	760.150	am	(P-6964)
734.70	am	(P-6888)	760.150	am	(P-6964)
734.75	am	(P-6888)	760.150	am	(P-6964)
734.80	am	(P-6888)	760.150	am	(P-6964)
734.85	am	(P-6888)	760.150	am	(P-6964)
734.90	am	(P-6888)	760.150	am	(P-6964)
734.95	am	(P-6888)	760.150	am	(P-6964)
735.00	am	(P-6888)	760.150	am	(P-6964)
735.05	am	(P-6888)	760.150	am	(P-6964)
735.10	am	(P-6888)	760.150	am	(P-6964)
735.15	am	(P-6888)	760.150	am	(P-6964)
735.20	am	(P-6888)	760.150	am	(P-6964)
735.25	am	(P-6888)	760.150	am	(P-6964)
735.30	am	(P-6888)	760.150	am	(P-6964)
735.35	am	(P-6888)	760.150	am	(P-6964)
735.40	am	(P-6888)	760.150	am	(P-6964)
735.45	am	(P-6888)	760.150	am	(P-6964)
735.50	am	(P-6888)	760.150	am	(P-6964)
735.55	am	(P-6888)	760.150	am	(P-6964)
735.60	am	(P-6888)	760.150	am	(P-6964)
735.65	am	(P-6888)	760.150	am	(P-6964)
735.70	am	(P-6888)	760.150	am	(P-6964)
735.75	am	(P-6888)	760.150	am	(P-6964)
735.80	am	(P-6888)	760.150	am	(P-6964)
735.85	am	(P-6888)	760.150	am	(P-6964)
735.90	am	(P-6888)	760.150	am	(P-6964)
735.95	am	(P-6888)	760.150	am	(P-6964)
736.00	am	(P-6888)	760.150	am	(P-6964)
736.05	am	(P-6888)	760.150	am	(P-6964)
736.10	am	(P-6888)	760.150	am	(P-6964)
736.15	am	(P-6888)	760.150	am	(P-6964)
736.20	am	(P-6888)	760.150	am	(P-6964)
736.25	am	(P-6888)	760.150	am	(P-6964)
736.30	am	(P-6888)	760.150	am	(P-6964)
736.35	am	(P-6888)	760.150	am	(P-6964)
736.40	am	(P-6888)	760.150	am	(P-6964)
736.45	am	(P-6888)	760.150	am	(P-6964)
736.50	am	(P-6888)	760.150	am	(P-6964)
736.55	am	(P-6888)	760.150	am	(P-6964)
736.60	am	(P-6888)	760.150	am	(P-6964)
736.65	am	(P-6888)	760.150	am	(P-6964)
736.70	am	(P-6888)	760.150	am	(P-6964)
736.75	am	(P-6888)	760.150	am	(P-6964)
736.80	am	(P-6888)	760.150	am	(P-6964)
736.85	am	(P-6888)	760.150	am	(P-6964)
736.90	am	(P-6888)	760.150	am	(P-6964)
736.95	am	(P-6888)	760.150	am	(P-6964)
737.00	am	(P-6888)	760.150	am	(P-6964)
737.05	am	(P-6888)	760.150	am	(P-6964)
737.10	am	(P-6888)	760.150	am	(P-6964)
737.15	am	(P-6888)	760.150	am	(P-6964)
737.20	am	(P-6888)	760.150	am	(P-6964)
737.25	am	(P-6888)	760.150	am	(P-6964)
737.30	am	(P-6888)	760.150	am	(P-6964)
737.35	am	(P-6888)	760.150	am	(P-6964)
737.40	am	(P-6888)	760.150	am	(P-6964)
737.45	am	(P-6888)	760.150	am	(P-6964)
737.50	am	(P-6888)	760.150	am	(P-6964)
737.55	am	(P-6888)	760.150	am	(P-6964)
737.60	am	(P-6888)	760.150	am	(P-6964)
737.65	am	(P-6888)	760.150	am	(P-6964)

TITLE 77 (CONT'D)			TITLE 77 (CONT'D)		
790.1127	n	(P-16425/88; A-856)	790.2800	n	(P-3015) (E-3108)
790.1129	n	(P-16425/88; A-856)	790.2860	am	(P-16425/88; A-856)
790.1129	am	(P-3015) (E-3108)	790.2900	am	(P-16425/88; A-856) (P-3015)
790.1131	n	(P-16425/88; A-856)			(E-3108)
790.1131	am	(P-3015) (E-3108)	790.2904	am	(P-16425/88; A-856) (P-3015)
790.1200	am	(P-3015) (E-3108)			(E-3108)
790.1300	am	(P-16425/88; A-856) (P-3015)			(E-3108)
		(E-3108)	790.2928	r	(P-16425/88; A-856)
790.1345	am	(P-16425/88; A-856)	790.2928	n	(P-12991/88; A-856)
790.1440	n	(P-16425/88; A-856)	790.2932	am	(P-16425/88; A-856)
790.1460	am	(P-16425/88; A-856)	790.2940	am	(P-3015) (E-3108)
790.1560	n	(P-12991/88; P-16425/88; A-856)	790.3020	am	(P-16425/88; A-856)
790.1570	am	(P-16425/88; A-856)	790.3023	am	(P-3015) (E-3108)
790.1570	am	(P-3015) (E-3108)	790.3027	am	(P-16425/88; A-856)
790.1570	am	(P-16425/88; A-856) (P-3015)	790.3028	am	(P-3015) (E-3108)
790.1577	am	(P-16425/88; A-856) (P-3015)	790.3054	am	(P-3015) (E-3108)
		(E-3108)	790.3085	am	(P-16425/88; A-856)
790.1620	am	(P-12991/88; A-856)	790.3100	am	(P-16425/88; A-856)
790.1660	am	(P-16425/88; A-856)	790.3300	am	(P-16425/88; A-856) (P-3015)
790.1685	am	(P-12991/88; A-856) (P-3015)			(E-3108)
		(E-3108)	790.3315	am	(P-3015) (E-3108)
790.1697	am	(P-3015) (E-3108)	790.3335	am	(P-16425/88; A-856)
790.1700	am	(P-3015) (E-3108)	790.3340	am	(P-12991/88; P-16425/88; A-856)
790.1706	am	(P-3015) (E-3108)			(P-3015) (E-3108)
790.1708	am	(P-3015) (E-3108)	790.3420	am	(P-12991/88; A-856) (P-3015)
790.1710	am	(P-3015) (E-3108)			(E-3108)
790.1721	am	(P-16425/88; A-856)	790.3425	am	(P-16425/88; A-856)
790.1740	am	(P-16425/88; A-856) (P-3015)	790.3437	am	(P-12991/88; A-856) (P-3015)
		(E-3108)			(E-3108)
790.1930	am	(P-16425/88; A-856)	790.3440	n	(P-16425/88; A-856)
790.1980	am	(P-3015) (E-3108)	790.3475	n	(P-16425/88; A-856)
790.2060	am	(P-16425/88; A-856)	790.3492	am	(P-3015) (E-3108)
790.2097	am	(P-12991/88; A-856) (P-3015)	790.3500	am	(P-16425/88; A-856)
		(E-3108)	790.3540	am	(P-16425/88; A-856)
790.2140	am	(P-12991/88; P-16425/88; A-856)	790.3620	am	(P-12991/88; P-16425/88; A-856)
790.2180	am	(P-16425/88; A-856)			(P-3015) (E-3108)
790.2260	am	(P-16425/88; A-856)	790.3700	am	(P-3015) (E-3108)
790.2340	am	(P-16425/88; A-856)	790.3720	n	(P-16425/88; A-856)
790.2380	am	(P-16425/88; A-856)	790.3900	am	(P-16425/88; A-856)
790.2500	am	(P-12991/88; P-16425/88; A-856)	790.3907	am	(P-12991/88; A-856)
		(P-3015) (E-3108)	790.3910	n	(P-12991/88; P-16425/88; A-856)
790.2540	am	(P-16425/88; A-856)	790.3910	am	(P-3015) (E-3108)
790.2580	am	(P-16425/88; A-856)	790.3940	am	(P-3015) (E-3108)
790.2603	n	(P-3015) (E-3108)	790.3945	am	(P-16425/88; A-856)
790.2605	am	(P-12991/88; P-16425/88; A-856)	790.4012	am	(P-16425/88; A-856) (P-3015)
		(P-3015) (E-3108)			(E-3108)
790.2613	am	(P-16425/88; A-856)	790.4040	am	(P-16425/88; A-856) (P-3015)
790.2617	am	(P-16425/88; A-856) (P-3015)			(E-3108)
		(E-3108)	790.4060	am	(P-16

TITLE 77 (CONT'D)

790.4460	am	(P-16425/88; A-856)
790.4540	am	(P-3015) (E-3108)
790.4580	am	(P-16425/88; A-856)
790.4620	am	(P-16425/88; A-856)
790.4660	am	(P-16425/88; A-856) (P-3015)
790.4670	am	(E-3108)
790.4680	am	(P-12991/88; A-856) (P-3015)
790.4720	am	(P-12991/88; A-856)
790.4740	am	(P-12991/88; P-16425/88; A-856)
790.4820	am	(P-3015) (E-3108)
790.4960	am	(P-16425/88; A-856)
790.5060	am	(P-16425/88; A-856)
790.5140	am	(P-12991/88; P-16425/88; A-856)
790.5180	am	(P-3015) (E-3108)
790.5220	am	(P-12991/88; A-856) (P-3015)
790.5300	am	(P-16425/88; A-856)
790.5312	am	(P-12991/88; A-856) (P-3015)
790.5420	am	(E-3108)
790.5483	am	(P-12991/88; P-16425/88; A-856)
790.5520	n	(P-3015) (E-3108)
790.5530	am	(P-16425/88; A-856)
790.5540	am	(P-16425/88; A-856) (P-3015)
790.5544	am	(P-12991/88; P-16425/88; A-856)
790.5560	n	(P-3015) (E-3108)
790.5620	am	(P-12991/88; P-16425/88; A-856)
790.5640	n	(P-3015) (E-3108)
790.5660	am	(P-12991/88; A-856)
790.5780	am	(P-3015) (E-3108)
790.5792	am	(P-12991/88; P-16425/88; A-856)
790.5795	n	(P-16425/88; A-856)
790.5807	am	(P-16425/88; A-856) (P-3015)
790.5820	am	(E-3108)
790.5830	am	(P-12991/88; P-16425/88; A-856)
790.5837	n	(P-12991/88; P-16425/88; A-856)
790.5840	am	(P-12991/88; A-856)
790.5872	am	(P-16425/88; A-856)
790.5893	am	(P-16425/88; A-856)
790.5900	am	(P-16425/88; A-856)
790.5924	am	(P-12991/88; A-856) (P-3015)
790.5940	am	(P-12991/88; P-16425/88; A-856)
790.5980	am	(P-3015) (E-3108)
790.5992	am	(P-16425/88; A-856)
790.5992	am	(P-3015) (E-3108)

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TITLE 77 (CONT'D)

790.8140	am	(P-3015) (E-3108)
790.8248	r	(P-3015) (E-3108)
790.8260	am	(P-3015) (E-3108)
790.8378	am	(P-16425/88; A-856)
790.8380	am	(P-16425/88; A-856)
790.8420	am	(P-3015) (E-3108)
790.8580	am	(P-16425/88; A-856) (P-3015)
790.8700	am	(P-16425/88; A-856) (P-3015)
790.8724	am	(P-3015) (E-3108)
790.8740	am	(P-3015) (E-3108)
790.8900	am	(P-16425/88; A-856) (P-3015)
790.8940	am	(E-3108)
790.9020	am	(P-12991/88; A-856) (P-3015)
790.9060	am	(P-12991/88; P-16425/88; A-856)
790.9084	am	(P-3015) (E-3108)
790.9100	am	(P-12991/88; A-856) (P-3015)
790.9140	am	(P-12991/88; A-856) (P-3015)
790.9220	am	(P-3015) (E-3108)
790.9320	am	(P-3015) (E-3108)
790.9380	am	(P-3015) (E-3108)
790.9475	am	(P-3015) (E-3108)
790.9486	am	(P-12991/88; P-16425/88; A-856)
790.9500	am	(P-12991/88; P-16425/88; A-856)
790.9530	am	(P-12991/88; P-16425/88; A-856)
830.10	n	(P-3325/88; A-2090)
830.20	n	(P-3325/88; A-2090)
830.100	am	(P-3325/88; A-2090)
830.110	am	(P-3325/88; A-2090)
830.120	am	(P-3325/88; A-2090)
830.130	am	(P-3325/88; A-2090)
830.140	am	(P-3325/88; A-2090)
830.150	r	(P-3325/88; A-2090)
830.160	r	(P-3325/88; A-2090)
830.170	r	(P-3325/88; A-2090)
830.180	am	(P-3325/88; A-2090)
830.190	n	(P-3325/88; A-2090)
830.200	am	(P-3325/88; A-2090)
830.210	am	(P-3325/88; A-2090)
830.220	n	(P-3325/88; A-2090)
830.230	n	(P-3325/88; A-2090)
830.240	n	(P-3325/88; A-2090)
830.250	am	(P-3325/88; A-2090)
830.260	am	(P-3325/88; A-2090)
830.270	am	(P-3325/88; A-2090)
830.280	r	(P-3325/88; A-2090)
830.290	n	(P-3325/88; A-2090)
830.300	n	(P-3325/88; A-2090)

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TITLE 77 (CONT'D)

830.310	n	(P-3325/88; A-2090)
830.315	r	(P-3325/88; A-2090)
830.400	am	(P-3325/88; A-2090)
830.410	am	(P-3325/88; A-2090)
830.420	r	(P-3325/88; A-2090)
830.430	am	(P-3325/88; A-2090)
830.440	am	(P-3325/88; A-2090)
830.450	am	(P-3325/88; A-2090)
830.460	am	(P-3325/88; A-2090)
830.500	am	(P-3325/88; A-2090)
830.510	r	(P-3325/88; A-2090)
830.520	am	(P-3325/88; A-2090)
830.530	am	(P-3325/88; A-2090)
830.540	am	(P-3325/88; A-2090)
830.560	r	(P-3325/88; A-2090)
830.570	r	(P-3325/88; A-2090)
830.600	am	(P-3325/88; A-2090)
830.610	r	(P-3325/88; A-2090)
830.620	am	(P-3325/88; A-2090)
830.630	am	(P-3325/88; A-2090)
830.640	am	(P-3325/88; A-2090)
830.650	am	(P-3325/88; A-2090)
830.660	r	(P-3325/88; A-2090)
830.670	r	(P-3325/88; A-2090)
830.700	am	(P-3325/88; A-2090)
830.800	n	(P-3325/88; A-2090)
830.820	am	(P-3325/88; A-2090)
830.830	n	(P-3325/88; A-2090)
830.840	n	(P-3325/88; A-2090)
830.850	n	(P-3325/88; A-2090)
830.860	n	(P-3325/88; A-2090)
830.870	n	(P-3325/88; A-2090)
830.880	n	(P-3325/88; A-2090)
830.890	n	(P-3325/88; A-2090)
830.900	n	(P-3325/88; A-2090)
830.910	n	(P-3325/88; A-2090)
830.920	n	(P-3325/88; A-2090)
830.930	n	(P-3325/88; A-2090)
830.940	n	(P-3325/88; A-2090)
830.950	n	(P-3325/88; A-2090)
830.960	n	(P-3325/88; A-2090)
830.970	n	(P-3325/88; A-2090)
830.980	n	(P-3325/88; A-2090)
830.990	n	(P-3325/88; A-2090)
830.1000	n	(P-3325/88; A-2090)
830.1010	n	(P-3325/88; A-2090)
830.1020	n	(P-3325/88; A-2090)
830.1030	n	(P-3325/88; A-2090)
830.1040	n	(P-3325/88; A-2090)
830.1050	n	(P-3325/88; A-2090)
830.1060	n	(P-3325/88; A-2090)
830.1070	n	(P-3325/88; A-2090)
830.1080	n	(P-3325/88; A-2090)
830.1090	n	(P-3325/88; A-2090)
830.1100	n	(P-3325/88; A-2090)
830.1110	n	(P-3325/88; A-2090)
830.1120	n	(P-3325/88; A-2090)
830.1130	n	(P-3325/88; A-2090)
830.1140	n	(P-3325/88; A-2090)
830.1150	n	(P-3325/88; A-2090)
830.1160	n	(P-3325/88; A-2090)
830.1170	n	(P-3325/88; A-2090)
830.1180	n	(P-3325/88; A-2090)
830.1190	n	(P-3325/88; A-2090)
830.1200	n	(P-3325/88; A-2090)
830.1210	n	(P-3325/88; A-2090)
830.1220	n	(P-3325/88; A-2090)
830.1230	n	(P-3325/88; A-2090)
830.1240	n	(P-3325/88; A-2090)
830.1250	n	(P-3325/88; A-2090)
830.1260	n	(P-3325/88; A-2090)
830.1270	n	(P-3325/88; A-2090)
830.1280	n	(P-3325/88; A-2090)
830.1290	n	(P-3325/88; A-2090)
830.1300	n	(P-3325/88; A-2090)

TITLE 77 (CONT'D)		TITLE 77 (CONT'D)	
855.355 n	(P-6564/88; A-2768)	910.5 am	(P-8282)
855.360 n	(P-6564/88; A-2768)	910.10 am	(P-8282)
855.Ap. A am	(P-6564/88; A-2768)	910.15 am	(P-8282)
II. B am	(P-6564/88; A-2768)	910.20 am	(P-8282)
855.Ap. B am	(P-6564/88; A-2768)	910.30 am	(P-8282)
II. A am	(P-6564/88; A-2768)	910.40 am	(P-8282)
II. B n	(P-6564/88; A-2768)	910.50 am	(P-8282)
II. C n	(P-6564/88; A-2768)	910.60 am	(P-8282)
II. D n	(P-6564/88; A-2768)	910.70 am	(P-8282)
II. E n	(P-6564/88; A-2768)	910.80 am	(P-8282)
II. F n	(P-6564/88; A-2768)	1100.40 am	(P-8282)
II. G n	(P-6564/88; A-2768)	1100.50 am	(P-8282)
855.Ap. C n	(P-8824)	1100.60 am	(P-8282)
II. G n	(P-8824)	1100.70 am	(P-8282)
II. H n	(P-6564/88; A-2768)	1100.80 am	(P-8282)
II. I n	(P-6564/88; A-2768)	1100.90 am	(P-8282)
855.Ap. C n	(P-6564/88; A-2768)	1101.00 am	(P-8282)
II. A n	(P-6564/88; A-2768)	1101.10 am	(P-8282)
II. B n	(P-6564/88; A-2768)	1101.20 am	(P-8282)
II. C n	(P-6564/88; A-2768)	1101.30 am	(P-8282)
II. D n	(P-6564/88; A-2768)	1101.40 am	(P-8282)
II. E n	(P-6564/88; A-2768)	1101.50 am	(P-8282)
II. F n	(P-6564/88; A-2768)	1101.60 am	(P-8282)
II. G n	(P-6564/88; A-2768)	1101.70 am	(P-8282)
II. H n	(P-6564/88; A-2768)	1101.80 am	(P-8282)
II. I n	(P-6564/88; A-2768)	1101.90 am	(P-8282)
890.120 am	(P-4543)	1102.00 am	(P-8282)
890.620 am	(P-4543)	1102.10 am	(P-8282)
890.630 am	(P-4543)	1102.20 am	(P-8282)
890.640 am	(P-4543)	1102.30 am	(P-8282)
890.730 am	(P-4543)	1102.40 am	(P-8282)
890.820 am	(P-4543)	1102.50 am	(P-8282)
890.830 am	(P-4543)	1103.00 am	(P-8282)
890.920 am	(P-4543)	1103.10 am	(P-8282)
890.1040 am	(P-4543)	1103.20 am	(P-8282)
890.1070 am	(P-4543)	1103.30 am	(P-8282)
890.1110 am	(P-4543)	1103.40 am	(P-8282)
890.1210 am	(P-4543)	1103.50 am	(P-8282)
890.1410 am	(P-4543)	1104.00 am	(P-8282)
890.1460 am	(P-4543)	1104.10 am	(P-8282)
890.1540 am	(P-4543)	1104.20 am	(P-8282)
890.1550 am	(P-4543)	1104.30 am	(P-8282)
890.1620 am	(P-4543)	1104.40 am	(P-8282)
890.1640 am	(P-4543)	1104.50 am	(P-8282)
890.1650 am	(P-4543)	1105.00 am	(P-8282)
890.1720 am	(P-4543)	1105.10 am	(P-8282)
890.1750 am	(P-4543)	1105.20 am	(P-8282)
890.2000 am	(P-4543)	1105.30 am	(P-8282)
890.2110 am	(P-4543)	1105.40 am	(P-8282)
890.3010 am	(P-4543)	1105.50 am	(P-8282)
890.3020 am	(P-4543)	1106.00 am	(P-8282)
890.3030 am	(P-4543)	1106.10 am	(P-8282)
890.3040 am	(P-4543)	1106.20 am	(P-8282)
890.3050 am	(P-4543)	1106.30 am	(P-8282)
890.3060 am	(P-4543)	1106.40 am	(P-8282)
890.3070 am	(P-4543)	1106.50 am	(P-8282)
890.3080 am	(P-4543)	1107.00 am	(P-8282)
890.3090 am	(P-4543)	1107.10 am	(P-8282)
890.4000 am	(P-4543)	1107.20 am	(P-8282)

TITLE 77 (CONT'D)		TITLE 80 (CONT'D)	
2056.510 am	(P-22265/88; A-7274)	310.Ap. A am	(P-20584/88; MC-1251) (PP-8080)
2056.515 am	(P-22265/88; A-7274)	Tb. C am	(PP-8970)
2056.605 am	(P-22265/88; A-7274)	Tb. P am	(PP-8970)
2056.610 am	(P-22265/88; A-7274)	Tb. H am	(PP-8970)
2056.700 am	(P-22265/88; A-7274)	Tb. I am	(PP-8970)
2056.710 am	(P-22265/88; A-7274)	Tb. J am	(PP-8970)
2056.Ap. Am	(P-13694/88; A-334)	Tb. O am	(PP-8080) (PP-8970)
2510.50 am	(P-8198)	Tb. P am	(PP-20584/88; MC-1251) (PP-8080)
2510.55 am	(P-8198)	Tb. R am	(PP-8970)
2510.Ap. Dam	(P-8198)	Tb. W am	(PP-8970)
2800.102 am	(P-6836)	Tb. X am	(PP-8970)
		Tb. Y am	(PP-8970)
		Tb. Z am	(PP-8970)
150.10 am	(P-16438/88; A-5201)	1100.10 am	(P-1327)
150.510 am	(P-16438/88; A-5201)	1100.20 am	(P-1327)
150.520 am	(P-16438/88; A-5201)	1100.30 am	(P-1327)
150.530 am	(P-16438/88; A-5201)	1100.40 am	(P-1327)
150.545 am	(P-16438/88; A-5201)	1100.50 am	(P-1327)
150.665 am	(P-16438/88; A-5201)	1100.60 am	(P-1327)
150.690 am	(P-16438/88; A-5201)	1100.70 am	(P-1327)
250.50 am	(P-17569/88; A-7324)	1100.80 am	(P-1327)
250.70 am	(P-1921)	1100.90 am	(P-1327)
302.190 am	(P-1639)	1101.00 am	(P-1327)
302.200 am	(P-1639)	1105.10 am	(P-1335)
302.625 am	(P-15813/88; A-3722)	1105.20 am	(P-1335)
302.800 am	(P-15813/88; A-3722)	1105.30 am	(P-1335)
302.810 am	(P-15813/88; A-3722)	1105.40 am	(P-1335)
302.810 am	(P-15813/88; A-3722)	1105.50 am	(P-1335)
302.820 am	(P-15813/88; A-3722)	1105.60 am	(P-1335)
302.820 am	(P-15813/88; A-3722)	1105.70 am	(P-1335)
302.822 am	(P-15813/88; A-3722)	1105.80 am	(P-1335)
302.822 am	(P-15813/88; A-3722)	1105.90 am	(P-1335)
302.824 am	(P-15813/88; A-3722)	1105.100 am	(P-1335)
302.824 am	(P-15813/88; A-3722)	1105.120 am	(P-1335)
302.825 am	(P-15813/88; A-3722)	1105.130 am	(P-1335)
302.825 am	(P-15813/88; A-3722)	1105.140 am	(P-1335)
302.830 am	(P-15813/88; A-3722)	1105.150 am	(P-1335)
302.830 am	(P-15813/88; A-3722)	1105.160 am	(P-1335)
302.840 am	(P-15813/88; A-3722)	1105.170 am	(P-1335)
302.840 am	(P-15813/88; A-3722)	1105.220 am	(P-1335)
302.841 am	(P-15813/88; A-3722)	1110.40 am	(P-1355)
302.842 am	(P-15813/88; A-3722)	1110.50 am	(P-1355)
302.846 am	(P-15813/88; A-3722)	1110.60 am	(P-1355)
302.846 am	(P-15813/88; A-3722)	1110.70 am	(P-1355)
302.850 am	(P-15813/88; A-3722)	1110.80 am	(P-1355)
302.850 am	(P-15813/88; A-3722)	1110.90 am	(P-1355)
302.850 am	(P-15813/88; A-3722)	1110.100 am	(P-1355)
302.860 am	(P-15813/88; A-3722)	1110.110 am	(P-1355)
302.860 am	(P-15813/88; A-3722)	1110.140 am	(P-1355)
302.863 am	(P-15813/88; A-3722)	1110.150 am	(P-1355)
302.863 am	(P-15813/88; A-3722)	1110.160 am	(P-1355)
310.30 am	(P-1296; A-8849)	1110.170 am	(P-1355)
310.230 am	(P-1296; A-8849)	1110.180 am	(P-1355)
310.280 am	(P-1296; A-8849)	1120.20 am	(P-1379)
310.290 am	(P-1296; A-8849)	1120.30 am	(P-1379)
310.320 am	(P-1296; A-8849)	1120.40 am	(P-1379)

TITLE 80 (CONT'D)		TITLE 83 (CONT'D)	
1120.50	am (P-1379)	285.2100	n (P-5229)
1120.70	n (P-1379)	285.2105	n (P-5229)
1125.10	am (P-16375/88; A-1784)	285.2110	n (P-5229)
1125.20	am (P-16375/88; A-1784)	285.2115	n (P-5229)
1125.30	am (P-16375/88; A-1784)	285.2120	n (P-5229)
1125.40	am (P-16375/88; A-1784)	285.2125	n (P-5229)
1125.50	r (P-16375/88; A-1784)	285.3000	n (P-5229)
1125.70	am (P-16375/88; A-1784)	285.3005	n (P-5229)
1125.80	am (P-16375/88; A-1784)	285.3010	n (P-5229)
1125.90	r (P-16375/88; A-1784)	285.3015	n (P-5229)
1125.100	n (P-16375/88; A-1784)	285.3020	n (P-5229)
1570.40	am (P-14122/88; O-22492/88; R-1626; A-1577)	285.3025	n (P-5229)
1570.60	r (P-14122/88; O-22492/88; R-1626; A-1577)	285.3030	n (P-5229)
1570.70	am (P-14122/88; O-22492/88; R-1626; A-1577)	285.3035	n (P-5229)
1570.80	am (P-14122/88; O-22492/88; R-1626; A-1577)	285.3040	n (P-5229)
1570.90	am (P-14122/88; O-22492/88; R-1626; A-1577)	285.3045	n (P-5229)
1570.100	am (P-14122/88; O-22492/88; R-1626; A-1577)	285.3050	n (P-5229)
1570.110	r (P-14122/88; O-22492/88; R-1626; A-1577)	285.3055	n (P-5229)
1570.150	r (P-14122/88; O-22492/88; R-1626; A-1577)	285.3060	n (P-5229)
1570.160	am (P-14122/88; O-22492/88; R-1626; A-1577)	285.3065	n (P-5229)
2110.30	am (P-1; A-9259) (E-214)	285.3070	n (P-5229)
2110.320	am (P-1; A-9259) (E-214)	285.3075	n (P-5229)
2110.330	am (P-1; A-9259) (E-214)	285.3080	n (P-5229)
2110.510	am (P-1; A-9259) (E-214)	285.3085	n (P-5229)
2150.1	n (P-10285/88; A-2402)	285.3090	n (P-5229)
2150.2	am (P-10285/88; A-2402)	285.3095	n (P-5229)
2150.5	n (P-10285/88; A-2402)	285.3100	n (P-5229)
2650.1	n (P-6871/88; O-1256; R-3411; A-3330)	285.3110	n (P-5229)
2650.5	n (P-6871/88; O-1256; R-3411; A-3330)	285.3115	n (P-5229)
2650.10	n (P-6871/88; O-1256; R-3411; A-3330)	285.3120	n (P-5229)
2650.15	n (P-6871/88; O-1256; R-3411; A-3330)	285.3125	n (P-5229)
2650.20	n (P-6871/88; O-1256; R-3411; A-3330)	285.3130	n (P-5229)
2650.25	n (P-6871/88; O-1256; R-3411; A-3330)	285.4000	n (P-5229)
2650.30	n (P-6871/88; O-1256; R-3411; A-3330)	285.4005	n (P-5229)
2700.200	am (P-253; A-9308) (E-629)	285.4010	n (P-5229)
2700.440	am (P-253; A-9308) (E-629)	285.4015	n (P-5229)
2700.620	am (P-253; A-9308) (E-629)	285.4020	n (P-5229)
2700.650	am (P-253; A-9308) (E-629)	285.4025	n (P-5229)

TITLE 83 (CONT'D)		TITLE 86 (CONT'D)		TITLE 89 (CONT'D)		TITLE 86 (CONT'D)		TITLE 89 (CONT'D)	
710.100	n (P-19563/88; A-7570)	140.430	am (P-10179)	432.140	n (P-15027/88; A-191)	432.140	n (P-15027/88; A-191)	101.1	n (P-20694/88; A-3897)
710.105	n (P-19563/88; A-7570)	140.501	am (P-10179)	432.150	n (P-15027/88; A-191)	432.150	n (P-15027/88; A-191)	102.1	n (P-20743/88; A-3940)
710.110	n (P-19563/88; A-7570)	140.505	r (P-10179)	432.160	n (P-15027/88; A-191)	432.160	n (P-15027/88; A-191)	103.1	n (P-20757/88; A-3954)
710.115	n (P-19563/88; A-7570)	140.1301	r (P-10179)	432.170	n (P-15027/88; A-191)	432.170	n (P-15027/88; A-191)	103.20	am (P-17667/88; A-2496)
710.120	n (P-19563/88; A-7570)	140.1310	r (P-10179)	432.180	n (P-15027/88; A-191)	432.180	n (P-15027/88; A-191)	104.202	am (P-2958)
710.125	n (P-19563/88; A-7570)	140.1415	am (P-10179)	432.190	n (P-15027/88; A-191)	432.190	n (P-15027/88; A-191)	104.212	am (P-2958)
710.130	n (P-19563/88; A-7570)	140.1501	am (P-10179)	432.200	n (P-15027/88; A-191)	432.200	n (P-15027/88; A-191)	104.221	am (P-2958)
710.135	n (P-19563/88; A-7570)	140.1601	am (P-10179)	440.10	am (P-11063/88; A-10678)	440.10	am (P-11063/88; A-10678)	104.235	n (P-2958)
710.140	n (P-19563/88; A-7570)	140.1401	am (P-11068/88; A-9388)	440.50	am (P-11063/88; A-10678)	440.50	am (P-11063/88; A-10678)	104.244	am (P-2958)
710.145	n (P-19563/88; A-7570)	140.1405	am (P-11068/88; A-9388)	440.90	am (P-11063/88; A-10678)	440.90	am (P-11063/88; A-10678)	104.247	am (P-2958)
710.150	n (P-19563/88; A-7570)	140.1415	am (P-11068/88; A-9388)	445.10	r (P-19981/88; A-6785)	445.10	r (P-19981/88; A-6785)	104.257	n (P-2958)
710.155	n (P-19563/88; A-7570)	150.325	am (P-7215)	445.20	r (P-19981/88; A-6785)	445.20	r (P-19981/88; A-6785)	104.260	am (P-2958)
710.160	n (P-19563/88; A-7570)	150.330	am (P-7215)	445.30	r (P-19981/88; A-6785)	445.30	r (P-19981/88; A-6785)	104.270	am (P-2958)
710.165	n (P-19563/88; A-7570)	150.1401	am (P-7215)	450.10	am (P-11071/88; A-10687)	450.10	am (P-11071/88; A-10687)	104.274	am (P-2958)
710.170	n (P-19563/88; A-7570)	150.1405	am (P-7215)	455.10	r (P-19987/88; A-6787)	455.10	r (P-19987/88; A-6787)	104.280	am (P-2958)
710.175	n (P-19563/88; A-7570)	150.1415	am (P-7215)	455.20	r (P-19987/88; A-6787)	455.20	r (P-19987/88; A-6787)	104.285	am (P-2958)
710.180	n (P-19563/88; A-7570)	151.101	n (P-1498)	455.30	r (P-19987/88; A-6787)	455.30	r (P-19987/88; A-6787)	104.290	am (P-2958)
710.185	n (P-19563/88; A-7570)	151.105	n (P-1498)	480.110	am (P-11077/88; A-10693)	480.110	am (P-11077/88; A-10693)	104.800	am (P-20747/88; A-3944)
710.190	n (P-19563/88; A-7570)	151.110	n (P-1498)	525.103	n (E-5788; O-9607)	525.103	n (E-5788; O-9607)	110.1	n (P-20670/88; A-3836)
710.200	n (P-19563/88; A-7570)	151.115	n (P-1498)	530.165	am (P-11104/88; A-1589)	530.165	am (P-11104/88; A-1589)	110.10	am (P-2931; A-10628)
710.205	n (P-19563/88; A-7570)	160.150	am (P-11119/88; A-9399)	600.101	n (P-1448; A-9336)	600.101	n (P-1448; A-9336)	111.1	n (P-20674/88; A-3840)
710.210	n (P-19563/88; A-7570)	160.155	am (P-11119/88; A-9399)	600.105	n (P-1448; A-9336)	600.105	n (P-1448; A-9336)	111.101	am (P-15920/88; A-85)
710.215	n (P-19563/88; A-7570)	160.165	am (P-11119/88; A-9399)	600.110	n (P-1448; A-9336)	600.110	n (P-1448; A-9336)	112.5	n (P-20661/88; A-6017)
710.220	n (P-19563/88; A-7570)	180.101	am (P-11056/88; A-9332)	600.115	n (P-1448; A-9336)	600.115	n (P-1448; A-9336)	112.40	am (P-1948)
710.225	n (P-19563/88; A-7570)	200.101	am (P-20012/88; A-6808)	600.120	n (P-1448; A-9336)	600.120	n (P-1448; A-9336)	112.78	am (P-22308/88; A-6017)
710.230	n (P-19563/88; A-7570)	200.105	r (P-20012/88; A-6808)	600.125	n (P-1448; A-9336)	600.125	n (P-1448; A-9336)		
710.235	n (P-19563/88; A-7570)	200.110	r (P-20012/88; A-6808)	600.130	n (P-1448; A-9336)	600.130	n (P-1448; A-9336)		
710.240	n (P-19563/88; A-7570)	200.115	r (P-20012/88; A-6808)	600.135	n (P-1448; A-9336)	600.135	n (P-1448; A-9336)		
710.2000	n (P-19563/88; A-7570)	200.120	n (P-20012/88; A-6808)	610.101	n (P-1460; A-9336)	610.101	n (P-1460; A-9336)		
		200.125	n (P-20012/88; A-6808)	610.105	n (P-1460; A-9336)	610.105	n (P-1460; A-9336)		
		200.130	r (P-20012/88; A-6808)	610.110	n (P-1460; A-9336)	610.110	n (P-1460; A-9336)		
		200.135	r (P-20012/88; A-6808)	610.115	n (P-1460; A-9336)	610.115	n (P-1460; A-9336)		
		200.140	n (P-20012/88; A-6808)	610.120	n (P-1460; A-9336)	610.120	n (P-1460; A-9336)		
		200.145	n (P-20012/88; A-6808)	610.125	n (P-1460; A-9336)	610.125	n (P-1460; A-9336)		
		200.150	n (P-20012/88; A-6808)	610.130	n (P-1460; A-9336)	610.130	n (P-1460; A-9336)		
		200.155	n (P-20012/88; A-6808)	610.135	n (P-1460; A-9336)	610.135	n (P-1460; A-9336)		
		200.160	n (P-20012/88; A-6808)	620.101	n (P-1468; A-9357)	620.101	n (P-1468; A-9357)		
		200.165	n (P-20012/88; A-6808)	620.105	n (P-1468; A-9357)	620.105	n (P-1468; A-9357)		
		200.170	n (P-20012/88; A-6808)	620.110	n (P-1468; A-9357)	620.110	n (P-1468; A-9357)		
		200.175	n (P-20012/88; A-6808)	620.115	n (P-1468; A-9357)	620.115	n (P-1468; A-9357)		
		210.135	n (P-19993/88; A-6789)	620.120	n (P-1468; A-9357)	620.120	n (P-1468; A-9357)		
		425.10	r (P-19976/88; A-6780)	630.101	n (P-1473; A-9362)	630.101	n (P-1473; A-9362)		
		425.20	r (P-19976/88; A-6780)	630.105	n (P-1473; A-9362)	630.105	n (P-1473; A-9362)		
		432.100	n (P-15027/88; A-191)	630.110	n (P-1473; A-9362)	630.110	n (P-1473; A-9362)		
		432.110	n (P-15027/88; A-191)	630.115	n (P-1473; A-9362)	630.115	n (P-1473; A-9362)		
		432.120	n (P-15027/88; A-191)	630.120	n (P-1473; A-9362)	630.120	n (P-1473; A-9362)		
		432.130	n (P-15027/88; A-191)	630.125	n (P-1473; A-9362)	630.125	n (P-1473; A-9362)		
				630.130	n (P-1473; A-9362)	630.130	n (P-1473; A-9362)		
				630.135	n (P-1473; A-9362)	630.135	n (P-1473; A-9362)		
				640.101	n (P-1485; A-9374)	640.101	n (P-1485; A-9374)		
				640.105	n (P-1485; A-9374)	640.105	n (P-1485; A-9374)		
				640.110	n (P-1485; A-9374)	640.110	n (P-1485; A-9374)		
				640.115	n (P-1485; A-9374)	640.115	n (P-1485; A-9374)		
				640.120	n (P-1485; A-9374)	640.120	n (P-1485; A-9374)		
				640.125	n (P-1485; A-9374)	640.125	n (P-1485; A-9374)		
				640.130	n (P-1485; A-9374)	640.130	n (P-1485; A-9374)		

TITLE 89 (CONT'D)

112.81	n	(P-8246)	
112.98	am	(P-2236; A-8567)	
112.252	am	(P-15905/88; A-70)	
112.253	am	(P-15905/88; A-70)	
112.254	am	(P-15905/88; A-70)	
112.318	n	(P-4116)	
113.5	n	(P-20654/88; A-6007)	
113.142	am	(P-15898/88; A-63)	
113.157	n	(P-5440)	
113.253	am	(E-3402; P-15898/88; A-63)	
		(P-22299/88; A-6007)	
113.260	am	(E-3402; P-15898/88; A-63)	
		(P-22299/88; A-6007)	
113.302	am	(P-4481)	
114.5	n	(P-20967/88; A-3900)	
114.127	am	(P-14996/88; A-89) (P-1959; A-8580)	
114.128	am	(P-17621/88; A-1546)	
114.220	am	(P-3456)	
114.240	r	(P-5456)	
114.351	am	(P-15924/88; A-89)	
114.352	am	(P-15924/88; A-89)	
114.353	am	(P-15924/88; A-89)	
115.1	n	(P-20735/88; A-3932)	
115.10	am	(P-2702)	
115.30	am	(P-2702)	
116.10	n	(P-20683/88; A-3847)	
117.1	n	(P-20739/88; A-3936)	
117.20	am	(P-3487)	
118.300	n	(P-20753/88; A-3950)	
120.1	n	(P-20705/88; A-3908)	
120.31	am	(P-9996)	
120.40	am	(P-17633/88; A-2081)	
120.70	am	(P-3281)	
120.72	n	(P-3281)	
120.74	n	(P-3281)	
120.76	n	(P-3281)	
120.382	am	(P-15938/88; A-116) (P-3281)	
120.393	n	(P-9250)	
121.58	am	(P-3541)	
121.62	am	(P-3541)	
121.135	n	(P-20686/88; A-3890)	
130.301	am	(P-4469)	
130.302	am	(P-4469)	
130.310	am	(P-4469)	
130.312	am	(P-4469)	
130.313	am	(P-4469)	
130.314	am	(P-4469)	
130.321	am	(P-4469)	
130.500	n	(P-20649/88; A-3851)	
140.16	am	(P-2937)	
140.17	am	(P-2937)	
140.19	am	(P-12976/88; A-3917)	
140.20	am	(P-20714/88; A-7786)	
140.21	n	(P-3295)	
140.43	n	(P-19868/88; A-7025)	

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TITLE 89 (CONT'D)

140.443	am	(P-17172/88; A-2475)	
140.445	am	(P-17172/88; O-1263; R-2538; A-2475)	
140.447	am	(P-17172/88; A-2475)	
140.497	n	(P-7546)	
140.512	am	(P-11995/88; A-125)	
140.525	am	(P-17172/88; A-5718)	
140.526	am	(P-1420)	
140.569	am	(P-5465)	
140.850	re	(A-7040)	
140.855	re	(A-7040)	
140.860	re	(A-7040)	
140.865	re	(A-7040)	
140.870	re	(A-7040)	
140.875	re	(A-7040)	
140.880	re	(A-7040)	
140.885	re	(A-7040)	
140.890	re	(A-7040)	
140.895	re	(A-7040)	
140.896	re	(A-7040)	
140.896	n	(P-11701/88; A-5718)	
141.100	am	(P-7873) (E-8036)	
141.200	am	(P-20370/88; A-3850) (P-7873) (E-8036)	
141.360	am	(P-7873) (E-8036)	
141.400	am	(P-15483/88; A-516) (P-7873) (E-8036)	
141.440	am	(P-15483/88; A-516) (P-7873) (E-8036)	
141.480	am	(P-15483/88; A-516) (P-7873) (E-8036)	
141.520	am	(P-7873) (E-8036)	
141.560	am	(P-15483/88; A-516) (P-20370/88; A-3850) (P-7873) (E-8036)	
141.720	am	(P-20370/88; A-3850)	
141.800	am	(P-15483/88; A-516) (P-7873) (E-8036)	
141.1000	am	(P-7873) (E-8036)	
141.1160	am	(P-15483/88; A-516)	
141.1200	am	(P-7873) (E-8036)	
141.1240	am	(P-15483/88; A-516) (P-7873) (E-8036)	
141.1280	am	(P-15483/88; A-516) (P-20370/88; A-3850) (P-7873) (E-8036)	
141.1320	am	(P-7873) (E-8036)	
141.1480	am	(P-15483/88; A-516) (P-7873) (E-8036)	
141.1520	am	(P-15483/88; A-516) (P-7873) (E-8036)	
141.1680	am	(P-15483/88; A-516) (P-20370/88; A-3850)	
141.1760	am	(P-15483/88; A-516)	
141.2080	am	(P-9992) (E-10700)	
141.2280	am	(P-15483/88; A-516)	
141.2360	am	(P-15483/88; A-516)	
141.2400	am	(P-15483/88; A-516)	
141.2600	am	(P-20370/88; A-3850)	
141.2760	am	(P-15483/88; A-516) (P-20370/88; A-3850)	

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TITLE 89 (CONT'D)

141.2920	am	(P-20370/88; A-3850)	
141.2960	am	(P-15483/88; A-516) (P-20370/88; A-3850) (P-9992) (E-10700)	
141.3080	am	(P-7873) (E-8036)	
141.3280	am	(P-20370/88; A-3850)	
141.3320	am	(P-7873) (E-8036)	
141.3400	am	(P-7873) (E-8036)	
141.3440	am	(P-15483/88; A-516)	
141.3480	am	(P-15483/88; A-516)	
141.3520	am	(P-7873) (E-8036)	
141.3560	am	(P-7873) (E-8036)	
141.3600	am	(P-20370/88; A-3850)	
141.3760	am	(P-15483/88; A-516)	
141.3800	am	(P-15483/88; A-516) (P-20370/88; A-3850) (P-7873) (E-8036)	
141.3840	am	(P-15483/88; A-516) (P-9992) (E-10700)	
141.3920	am	(P-20370/88; A-3850) (P-7873) (E-8036)	
141.4000	am	(P-15483/88; A-516)	
141.4040	am	(P-15483/88; A-516) (P-7873) (E-8036)	
141.4160	am	(P-15483/88; A-516)	
141.4200	am	(P-20370/88; A-3850) (P-7873) (E-8036)	
141.4230	n	(P-20370/88; A-3850)	
141.4440	am	(P-15483/88; A-516) (P-7873) (E-8036)	
141.4520	am	(P-15483/88; A-516)	
141.4600	am	(P-7873) (E-8036)	
141.4640	am	(P-7873) (E-8036)	
141.4720	am	(P-15483/88; A-516)	
141.4760	am	(P-15483/88; A-516) (P-7873) (E-8036)	
141.4800	am	(P-20370/88; A-3850)	
146.5	re	(A-7040)	
146.25	re	(A-7040)	
146.50	re	(A-7040)	
146.75	re	(A-7040)	
146.100	re	(A-7040)	
146.105	re	(A-7040)	
146.125	re	(A-7040)	
146.150	re	(A-7040)	
146.175	re	(A-7040)	
146.200	re	(A-7040)	
146.225	re	(A-7040)	
147.25	am	(P-3562)	
147.50	am	(P-3562)	
147.75	am	(P-10627/88; A-559)	
147.100	am	(P-10627/88; A-559)	
147.205	am	(P-17201/88; O-5800; R-7148; A-7043)	
147.7b. A	am	(P-10627/88; O-2023/88; R-667; A-559)	
147.7b. B	am	(P-10627/88; O-2023/88 R-667; A-559)	

TITLE 89 (CONT'D)		TITLE 89 (CONT'D)		TITLE 89 (CONT'D)		TITLE 89 (CONT'D)		TITLE 89 (CONT'D)	
148.10	re (A-9572)	170.100	n (P-4490)	334.12	am (P-11915/88; A-6986)	510.420	r (P-3020)	510.420	r (P-3020)
148.20	re (A-9572)	170.110	n (P-4490)	334.13	am (P-11915/88; A-6986)	520.20	am (P-6911/88; A-5149)	520.20	am (P-6911/88; A-5149)
148.30	re (A-9572)	170.120	n (P-4490)	337.2	am (P-13807/88; A-3344)	520.30	am (P-6911/88; A-5149)	520.30	am (P-6911/88; A-5149)
148.40	re (A-9572)	170.130	n (P-4490)	357.3	am (P-13807/88; A-3344)	520.100	am (P-1411/788; A-9580)	520.100	am (P-1411/788; A-9580)
148.50	re (A-9572)	170.200	n (P-4490)	357.11	am (P-13807/88; A-3344)	525.10	n (P-3565/88; A-141)	525.10	n (P-3565/88; A-141)
148.60	re (A-9572)	230.360	am (P-14777/88; A-2015)	385.20	am (P-13744/88; A-5917)	530.5	n (P-3565/88; A-141)	530.5	n (P-3565/88; A-141)
148.70	re (A-9572)	230.362	am (P-14777/88; A-2015)	385.30	am (P-13744/88; A-5917)	530.10	am (P-3565/88; A-141)	530.10	am (P-3565/88; A-141)
148.80	re (A-9572)	230.365	am (P-14777/88; A-2015)	385.40	am (P-13744/88; A-5917)	530.20	r (P-3565/88; A-141)	530.20	r (P-3565/88; A-141)
148.90	re (A-9572)	230.510	n (P-12137/88; A-3054)	431.5	am (P-11922/88; O-22457/88; R-2532; A-2407)	530.100	r (P-3565/88; A-141)	530.100	r (P-3565/88; A-141)
148.100	re (A-9572)	230.520	n (P-12137/88; A-3054)	431.6	am (P-11922/88; A-2407)	530.110	am (P-3565/88; A-141)	530.110	am (P-3565/88; A-141)
148.110	re (A-9572)	230.530	n (P-12137/88; A-3054)	431.7	am (P-11922/88; A-2407)	530.120	r (P-3565/88; A-141)	530.120	r (P-3565/88; A-141)
148.130	re (A-9572)	230.540	n (P-12137/88; A-3054)	431.11	n (P-11922/88; O-22457/88; R-2532; A-2407)	530.130	am (P-3565/88; A-141)	530.130	am (P-3565/88; A-141)
148.140	re (A-9572)	230.550	n (P-12137/88; A-3054)	431.12	# (P-11922/88; A-2407)	530.140	am (P-3565/88; A-141)	530.140	am (P-3565/88; A-141)
148.150	re (A-9572)	230.560	n (P-12137/88; A-3054)	432.8	# (P-5225)	530.150	r (P-3565/88; A-141)	530.150	r (P-3565/88; A-141)
148.160	re (A-9572)	230.570	n (P-12137/88; A-3054)	432.9	# (P-5225)	530.200	n (P-3565/88; A-141)	530.200	n (P-3565/88; A-141)
148.170	re (A-9572)	230.580	n (P-12137/88; A-3054)	437.4	am (P-13752/88; A-3339)	530.230	n (P-3565/88; A-141)	530.230	n (P-3565/88; A-141)
148.180	re (A-9572)	240.1310	am (P-10821/88; O-9594)	437.8	# (P-13752/88; A-3339)	530.260	n (P-3565/88; A-141)	530.260	n (P-3565/88; A-141)
148.190	re (A-9572)	240.1400	am (P-685)	437.9	# (P-13752/88; A-3339)	552.40	am (P-277; A-9576)	552.40	am (P-277; A-9576)
148.200	re (A-9572)	240.1410	am (P-685)	510.10	n (P-3036)	552.100	am (P-52; W-4309)	552.100	am (P-52; W-4309)
148.210	re (A-9572)	240.1420	am (P-685)	510.10	r (P-3020)	557.10	am (P-5914)	557.10	am (P-5914)
148.220	re (A-9572)	240.1430	n (P-685)	510.20	n (P-3036)	567.10	am (P-281; A-9590)	567.10	am (P-281; A-9590)
148.230	re (A-9572)	240.1440	n (P-685)	510.30	r (P-3036)	567.30	am (P-10175)	567.30	am (P-10175)
148.240	re (A-9572)	240.1450	n (P-685)	510.40	n (P-3036)	587.50	am (P-2192/88; A-1850)	587.50	am (P-2192/88; A-1850)
148.250	re (A-9572)	240.1700	n (P-685)	510.60	n (P-3036)	587.110	am (P-2192/88; A-1850)	587.110	am (P-2192/88; A-1850)
148.260	re (A-9572)	240.1705	n (P-685)	510.80	n (P-3036)	587.130	am (P-2192/88; A-1850)	587.130	am (P-2192/88; A-1850)
148.270	re (A-9572)	240.1710	n (P-685)	510.90	n (P-3036)	587.500	am (P-2192/88; A-1850)	587.500	am (P-2192/88; A-1850)
148.280	re (A-9572)	240.1715	n (P-685)	510.100	n (P-3036)	592.45	n (P-2092/88; A-1573)	592.45	n (P-2092/88; A-1573)
148.290	re (A-9572)	240.1718	n (P-685)	510.40	n (P-3036)	597.20	am (P-2197/88; A-1568)	597.20	am (P-2197/88; A-1568)
148.300	re (A-9572)	240.1720	n (P-685)	510.50	n (P-3036)	597.150	am (P-2197/88; A-1568)	597.150	am (P-2197/88; A-1568)
148.310	re (A-9572)	240.1722	n (P-685)	510.60	n (P-3036)	607.60	am (P-56; A-9586) (E-22; O-3478)	607.60	am (P-56; A-9586) (E-22; O-3478)
148.320	re (A-9572)	240.1725	n (P-685)	510.70	n (P-3036)	622.20	am (P-8387)	622.20	am (P-8387)
148.330	re (A-9572)	240.1730	n (P-685)	510.80	n (P-3036)	650.700	am (P-15520/88; A-7465)	650.700	am (P-15520/88; A-7465)
148.340	re (A-9572)	240.1735	n (P-685)	510.90	n (P-3036)	650.700	am (P-13956/88; A-6768)	650.700	am (P-13956/88; A-6768)
148.350	re (A-9572)	240.1737	n (P-685)	510.100	n (P-3036)	685.600	am (P-15023/88; A-5158)	685.600	am (P-15023/88; A-5158)
148.360	re (A-9572)	240.1738	n (P-685)	510.110	n (P-3036)	693.200	am (P-8384)	693.200	am (P-8384)
148.370	re (A-9572)	240.1739	n (P-685)	510.120	r (P-3020)	700.200	am (P-10409/88; A-3101)	700.200	am (P-10409/88; A-3101)
148.380	re (A-9572)	240.1750	n (P-685)	510.130	r (P-3020)	700.300	am (P-10409/88; A-3101)	700.300	am (P-10409/88; A-3101)
148.390	re (A-9572)	240.1960	n (P-685)	510.140	r (P-3020)	712.100	am (P-10377/88; A-1064)	712.100	am (P-10377/88; A-1064)
149.100	am (P-3553)	300.20	am (P-11953/88; A-2419)	510.210	r (P-3020)	712.200	am (P-10377/88; A-1064)	712.200	am (P-10377/88; A-1064)
149.105	am (P-13917/88; A-554)	300.30	am (P-11953/88; A-2419)	510.230	r (P-3020)	712.400	am (P-10377/88; A-1064)	712.400	am (P-10377/88; A-1064)
160.1	n (P-21039/88; A-4268)	300.30	am (P-11953/88; A-2419)	510.240	r (P-3020)	712.1000	n (P-10377/88; A-1064)	712.1000	n (P-10377/88; A-1064)
160.5	n (P-1396; A-7761) (P-7867)	300.100	am (P-11953/88; A-2419)	510.250	r (P-3020)	712.1000	n (P-10377/88; A-1064)	712.1000	n (P-10377/88; A-1064)
160.10	am (P-1396; A-7761) (P-7867)	300.110	am (P-11953/88; A-2419)	510.260	r (P-3020)	712.1000	n (P-10377/88; A-1064)	712.1000	n (P-10377/88; A-1064)
160.60	am (P-8255)	300.130	am (P-11953/88; A-2419)	510.270	r (P-3020)	714.10	am (P-4152)	714.10	am (P-4152)
160.70	am (P-20677/88; A-8255)	300.140	am (P-11953/88; A-2419)	510.280	r (P-3020)	714.20	am (P-4152)	714.20	am (P-4152)
160.100	n (P-1396; A-7761)	300.160	am (P-11953/88; A-2419)	510.290	r (P-3020)	714.30	am (P-4152)	714.30	am (P-4152)
160.110	n (P-1396; A-7761)	302.310	am (P-11953/88; A-2419)	510.300	r (P-3020)	714.40	am (P-4152)	714.40	am (P-4152)
160.120	n (P-1396; A-7761)	302.311	n (P-7847)	510.310	r (P-3020)	760.440	am (P-20431/88; A-9329)	760.440	am (P-20431/88; A-9329)
160.130	n (P-1396; A-7761)	310.2	am (P-11953/88; A-7308)	510.320	r (P-3020)	765.10	am (P-13948/88; A-5154)	765.10	am (P-13948/88; A-5154)
160.140	n (P-1396; A-7761)	310.12	am (P-11953/88; A-7308)	510.410	r (P-3020)	825.10	am (P-13941/88; A-7958)	825.10	am (P-13941/88; A-7958)
160.150	n (P-1396; A-7761)	310.13	am (P-11953/88; A-7308)			829.10	am (P-5990/88; A-5755)	829.10	am (P-5990/88; A-5755)
160.160	n (P-1396; A-7761)	310.14	am (P-11953/88; A-7308)						
165.1	n (P-20679/88; A-3843)	310.15	am (P-11953/88; A-7308)						
165.10	am (P-5450)	310.16	am (P-11953/88; A-7308)						
165.20	am (P-5450)	334.11	am (P-11915/88; A-6986)						
165.70	am (P-5450)								

TITLE 89 (CONT'D)			TITLE 92 (CONT'D)			TITLE 92 (CONT'D)			TITLE 92 (CONT'D)		
829.20	n	(P-5990/88; A-5755)	171.21	n	(P-20032/88; A-3984)	518.10	n	(PP-7057)	518.910	n	(PP-7057)
829.30	n	(P-5990/88; A-5755)	171.1000	am	(P-20032/88; A-3984)	518.15	n	(PP-7057)	518.915	n	(PP-7057)
829.40	n	(P-5990/88; A-5755)	172.2000	am	(P-20040/88; A-3993)	518.20	n	(PP-7057)	518.920	n	(PP-7057)
829.50	n	(P-5990/88; A-5755)	173.3000	am	(P-20055/88; A-3998)	518.100	n	(PP-7057)	518.925	n	(PP-7057)
829.60	n	(P-5990/88; A-5755)	177.2000	am	(P-20027/88; A-3957)	518.105	n	(PP-7057)	518.1000	n	(PP-7057)
829.70	n	(P-5990/88; A-5755)	178.2000	am	(P-20045/88; A-4004)	518.110	n	(PP-7057)	518.1005	n	(PP-7057)
829.80	n	(P-5990/88; A-5755)	448.Ap. A	am	(P-1127; A-7973)	518.115	n	(PP-7057)	518.2000	n	(PP-7057)
829.90	n	(P-5990/88; A-5755)	Ex. A	am	(P-1127; A-7973)	518.120	n	(PP-7057)	518.2005	n	(PP-7057)
843.10	am	(P-15015/88; A-4298)	451.10	n	(P-16536/88; W-2882 (P-10311))	518.125	n	(PP-7057)	518.2010	n	(PP-7057)
843.30	am	(P-15015/88; A-4298)	451.20	n	(P-16536/88; W-2882 (P-10311))	518.130	n	(PP-7057)	518.3000	n	(PP-7057)
843.50	am	(P-15015/88; A-4298)	451.30	n	(P-16536/88; W-2882 (P-10311))	518.135	n	(PP-7057)	518.3005	n	(PP-7057)
843.70	am	(P-15015/88; A-4298)	451.40	n	(P-16536/88; W-2882 (P-10311))	518.140	n	(PP-7057)	518.3010	n	(PP-7057)
843.150	am	(P-15015/88; A-4298)	451.50	n	(P-16536/88; W-2882 (P-10311))	518.145	n	(PP-7057)	518.4000	n	(PP-7057)
843.160	am	(P-15015/88; A-4298)	451.60	n	(P-16536/88; W-2882 (P-10311))	518.200	n	(PP-7057)	518.4005	n	(PP-7057)
845.40	n	(P-4641)	451.70	n	(P-16536/88; W-2882 (P-10311))	518.300	n	(PP-7057)	518.4010	n	(PP-7057)
870.10	am	(P-8379)	451.80	n	(P-16536/88; W-2882 (P-10311))	518.305	n	(PP-7057)	518.4015	n	(PP-7057)
870.11	n	(P-8379)	451.90	n	(P-16536/88; W-2882 (P-10311))	518.310	n	(PP-7057)	518.4020	n	(PP-7057)
870.20	am	(P-8379)	451.100	n	(P-16536/88; W-2882 (P-10311))	518.315	n	(PP-7057)	518.4025	n	(PP-7057)
895.10	n	(P-3310)	451.110	n	(P-16536/88; W-2882 (P-10311))	518.320	n	(PP-7057)	518.4030	n	(PP-7057)
895.20	n	(P-3310)	451.120	n	(P-16536/88; W-2882 (P-10311))	518.400	n	(PP-7057)	518.4035	n	(PP-7057)
895.30	n	(P-3310)	451.130	n	(P-16536/88; W-2882 (P-10311))	518.405	n	(PP-7057)	518.4040	n	(PP-7057)
895.40	n	(P-3310)	451.140	n	(P-16536/88; W-2882 (P-10311))	518.410	n	(PP-7057)	518.4045	n	(PP-7057)
895.50	n	(P-3310)	451.150	n	(P-16536/88; W-2882 (P-10311))	518.415	n	(PP-7057)	518.4050	n	(PP-7057)
895.60	n	(P-3310)	451.160	n	(P-16536/88; W-2882 (P-10311))	518.420	n	(PP-7057)	518.4055	n	(PP-7057)
895.70	n	(P-3310)	451.Ap. A	n	(P-16536/88; W-2882 (P-10311))	518.500	n	(PP-7057)	518.4060	n	(PP-7057)
1200.20	am	(P-20613/88; A-9283)	451.Ap. B	n	(P-16536/88; W-2882 (P-10311))	518.505	n	(PP-7057)	518.4065	n	(PP-7057)
1200.30	am	(P-20613/88; A-9283)	451.Ap. C	n	(P-16536/88; W-2882 (P-10311))	518.600	n	(PP-7057)	518.4070	n	(PP-7057)
1200.40	am	(P-20613/88; A-9283)	451.Ap. D	n	(P-16536/88; W-2882 (P-10311))	518.700	n	(PP-7057)	518.4075	n	(PP-7057)
1200.50	am	(P-20613/88; A-9283)	451.Ap. E	n	(P-16536/88; W-2882 (P-10311))	518.705	n	(PP-7057)	518.4080	n	(PP-7057)
1200.60	am	(P-20613/88; A-9283)	451.Ap. F	n	(P-16536/88; W-2882 (P-10311))	518.710	n	(PP-7057)	518.4085	n	(PP-7057)
1200.70	am	(P-20613/88; A-9283)	451.Ap. G	n	(P-16536/88; W-2882 (P-10311))	518.715	n	(PP-7057)	518.4090	n	(PP-7057)
1300.340	am	(P-19223/88; A-4644)	451.JIA	n	(P-16536/88; W-2882 (P-10311))	518.720	n	(PP-7057)	518.4095	n	(PP-7057)
			451.JIB	n	(P-16536/88; W-2882 (P-10311))	518.725	n	(PP-7057)	518.4100	n	(PP-7057)
			452.10	r	(P-16447/88; W-2881 (P-10222))	518.730	n	(PP-7057)	518.5000	n	(PP-7057)
			452.20	r	(P-16447/88; W-2881 (P-10222))	518.735	n	(PP-7057)	518.Ex. A	n	(PP-7057)
			452.30	r	(P-16447/88; W-2881 (P-10222))	518.740	n	(PP-7057)	534.20	am	(P-2760)
			452.40	r	(P-16447/88; W-2881 (P-10222))	518.745	n	(PP-7057)	534.210	am	(P-15952/88; A-1866)
			452.50	r	(P-16447/88; W-2881 (P-10222))	518.750	n	(PP-7057)	545.100	n	(P-1111; RC-8141)
			452.60	r	(P-16447/88; W-2881 (P-10222))	518.800	n	(PP-7057)	545.200	n	(P-1111; RC-8141)
			452.70	r	(P-16447/88; W-2881 (P-10222))	518.805	n	(PP-7057)	545.300	n	(P-1111; RC-8141)
			452.80	r	(P-16447/88; W-2881 (P-10222))	518.810	n	(PP-7057)	545.400	n	(P-1111; RC-8141)
			452.90	r	(P-16447/88; W-2881 (P-10222))	518.815	n	(PP-7057)	708.80	am	(P-1503; A-8667)
			452.100	r	(P-16447/88; W-2881 (P-10222))	518.820	n	(PP-7057)	708.90	am	(P-1503; A-8667)
			452.110	r	(P-16447/88; W-2881 (P-10222))	518.825	n	(PP-7057)	708.180	am	(P-1503; A-8667)
			452.120	r	(P-16447/88; W-2881 (P-10222))	518.830	n	(PP-7057)	1000.10	am	(P-3316)
			452.130	r	(P-16447/88; W-2881 (P-10222))	518.835	n	(PP-7057)	1000.20	am	(P-3316)
			452.140	r	(P-16447/88; W-2881 (P-10222))	518.840	n	(PP-7057)	1000.41	n	(P-17269/88; A-5185)
			452.150	r	(P-16447/88; W-2881 (P-10222))	518.845	n	(PP-7057)	1000.50	am	(P-3316)
			452.160	r	(P-16447/88; W-2881 (P-10222))	518.850	n	(PP-7057)	1000.60	am	(P-3316)
			452.170	r	(P-16447/88; W-2881 (P-10222))	518.855	n	(PP-7057)	1000.70	am	(P-3316)
			452.Tb. A	r	(P-16447/88; W-2881 (P-10222))	518.860	n	(PP-7057)	1000.80	am	(P-3316)
			452.Tb. B	r	(P-16447/88; W-2881 (P-10222))	518.865	n	(PP-7057)	1000.120	am	(P-3316)
			452.Tb. C	r	(P-16447/88; W-2881 (P-10222))	518.870	n	(PP-7057)	1001.30	am	(P-7229)
			452.Tb. D	r	(P-16447/88; W-2881 (P-10222))	518.875	n	(PP-7057)	1001.50	am	(P-7229)
			452.Tb. E	r	(P-16447/88; W-2881 (P-10222))	518.900	n	(PP-7057)	1001.60	am	(P-7229)
			452.Ex. A	r	(P-16447/88; W-2881 (P-10222))	518.905	n	(PP-7057)	1001.70	am	(P-7229)

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281.Ex.E am (A-10841)
505.10 am (A-10858)

TITLE 86

100.2900 am (P-10772)
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100.2902 n (P-10772)
100.2903 n (P-10772)
100.2904 n (P-10772)
100.3700 am (A-10952)

TITLE 89

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120.380 am (P-10753)
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147.Tb.A am (P-10763) (E-10999)
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